

Department of Consumer Affairs
Division of Legislative and Regulatory Review

2014 Legislative Digest



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DIVISION OF
LEGISLATIVE *and*
REGULATORY REVIEW



2014 LEGISLATIVE DIGEST

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PREFACE

2014 Legislative Digest

The Department of Consumer Affairs' Division of Legislative & Regulatory Review (Division) has prepared this 2014 Legislative Digest. This report includes all of the legislation that the Department of Consumer Affairs (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 2014, the Division tracked 396 bills and submitted 283 bill analyses to the Governor's Office for review.

The Department currently oversees 39 licensing programs that issue more than 3.5 million licenses, registrations, and certifications in approximately 250 professional or occupational categories, including doctors, dentists, contractors, cosmetologists, and auto-repair 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 2014 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 two decades 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 under "Publications."

A handwritten signature in blue ink that reads "Justin Paddock".

Justin Paddock

Assistant Deputy Director, Legislative and Regulatory Review
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DIVISION OF LEGISLATIVE & REGULATORY REVIEW
2014 LEGISLATIVE DIGEST
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HIGHLIGHTS

AB 1147 Bonilla	<u>Massage Therapy</u> This bill revises and recasts the laws applicable to massage therapists by reorganizing and re-enacting the Massage Therapy Act. It extends the existence of the current California Massage Therapy Council by two years to January 1, 2017, but with a different governing board composition and additional responsibilities.	Enacted Chapter 406
AB 2220 Daly	<u>Private Security Services: Private Patrol Operators</u> This bill allows private patrol operators to be the registered owners of firearms and to lend those firearms to security guards employed by the company. This bill also revises mandatory insurance requirements for operators.	Enacted Chapter 423
AB 2396 Bonta	<u>Convictions: Expungement: Licenses</u> This bill prohibits a program under the Department of Consumer Affairs from denying a license based solely on a prior conviction if the conviction has been dismissed pursuant to Penal Code expungement procedures.	Enacted Chapter 737
AB 2605 Bonilla	<u>Pharmacy: Third-Party Logistics Providers</u> This bill revises the definitions of “third-party logistics provider” and “reverse third-party logistics provider,” requires them to be licensed by the California State Board of Pharmacy as a third-party logistics provider, and sets corresponding fees. This bill also requires any person who ships, sells, mails, or delivers dangerous drugs or devices into this state, or sells, brokers, or distributes dangerous drugs, or devices within this state, to be licensed as either a nonresident wholesaler or a nonresident third-party logistics provider.	Enacted Chapter 507
SB 1019 Leno	<u>Upholstered Furniture: Flame Retardant Chemicals</u> This bill, among other things: 1) requires a manufacturer to indicate on a label whether or not an upholstered furniture product contains added chemical flame retardants; 2) requires the manufacturer to provide documentation regarding the veracity of the flame retardant statement on the label within 30 days of a request from the Bureau of Electronic Appliance Repair, Home Furnishings and Thermal Insulation (Bureau); 3) requires the Bureau to provide the Department of Toxic Substances Control with samples for purposes of testing for the presence of flame retardants; and 4) authorizes the Bureau to assess fines for violations of the requirements of this bill.	Enacted Chapter 862

HIGHLIGHTS

SB 1159 Lara	<u>Professions and Vocations: License Applicants: Federal Tax Identification Number</u> This bill requires all programs within the Department of Consumer Affairs (Department), as well as the State Bar, to accept an individual taxpayer identification number from applicants in lieu of a social security number and explicitly directs the Department's licensing programs to issue licenses to individuals qualified for licensure, but not legally present in the United States.	Enacted Chapter 752
SB 1226 Correa	<u>Veterans: Professional Licensing</u> This bill authorizes programs under the Department of Consumer Affairs to expedite and assist the licensure process for individuals honorably discharged from the United States Armed Forces who return to California and seek professional and occupational licensure.	Enacted Chapter 400
SB 1247 Lieu	<u>Private Postsecondary Education: California Private Postsecondary Education Act of 2009</u> This bill amends the California Private Postsecondary Education Act of 2009 (Act) by: 1) requiring Bureau for Private Postsecondary Education (Bureau) approval in order for for-profit schools to be Title 38 veterans' funding eligible; 2) requiring accreditation for degree-granting institutions; 3) mandating a number of legislative reports; 4) making substantive changes to the makeup and function of the advisory committee; 5) changing statutory eligibility requirements for the Student Tuition Recovery Fund; 6) mandating one announced and one unannounced compliance inspection for institutions every five years instead of two years; 7) establishing statutory criteria for prioritizing complaint processing; 8) making numerous necessary technical and clarifying updates to the Act; and 9) setting the sunset date of the Bureau at January 1, 2017.	Enacted Chapter 840
SB 1262 Correa	<u>Medical Marijuana</u> This bill would have established the Bureau of Medical Marijuana Regulation within the Department of Consumer Affairs to license medical marijuana dispensing facilities, transporters, and cultivation sites, if local jurisdictions determined they would be permitted within their borders; required the Medical Board to develop and adopt medical guidelines; and imposed tighter standards on physicians who prescribe medical marijuana.	Held Assembly Committee on Appropriations

GENERAL CONSUMER PROTECTION

BUSINESS PRACTICES

AB 230 Maienschein	<u>Youth Athletic Programs: Background Checks</u> This bill defines a “community youth athletic program,” and specifies that it must provide a written notice of its criminal background check policies by January 1, 2016. If the program does perform background checks, the notice must specify whether state and/or federal criminal history is checked, whether the program is provided with subsequent arrest notifications, and contain contact information to a parent or guardian on how to obtain additional information regarding these matters.	Enacted Chapter 151
AB 983 Melendez	<u>Self-Service Storage Facilities</u> This bill revises existing lien enforcement procedures for self-service storage facility operators by allowing electronic delivery of lien notices and authorizing operators to have vehicles and vessels towed from the premises.	Enacted Chapter 778
AB 1130 Wilk	<u>Insurance: Home Protection Contracts</u> This bill enables out-of-state home protection companies that are not licensed as insurance companies in their home state, to have an abbreviated approval process in order to operate in California. Specifically, if a company stipulates that it will file the appropriate financial paperwork required of a California insurance company filing with the Department of Insurance, the company will not need to file additional documents or undergo additional reviews in order to operate in this state.	Enacted Chapter 324
AB 1852 Campos	<u>Business: Services to Minors: Background Checks</u> This bill requires extracurricular instruction businesses that serve minors, such as tutoring programs, to provide a written notice of their employee criminal background check policies. If the program does perform background checks, the notice must specify whether the check includes both state and federal information and the types of offenses the business intends to identify.	Enacted Chapter 159
AB 1981 Brown	<u>Rental Vehicles: Contracts: Damage Waivers</u> This bill increases the cap for the damage waiver fees that a rental car company can charge consumers when renting a vehicle. This bill also recasts the definition of an “authorized driver,” and establishes that all categories of vehicles will be defined by the Association of Car Rental Industry Systems for North America.	Enacted Chapter 417

BUSINESS PRACTICES

AB 2365 Pérez, John A.	<u>Contracts: Unlawful Contracts</u> This bill prohibits the inclusion of a clause in a consumer goods or services contract that requires the consumer to refrain from making statements about his or her experience with the seller, i.e., a “non-disparagement clause.” The bill authorizes civil penalties for violation of its provisions or any attempt by a seller to penalize a consumer who has made a statement about his or her experience with that business.	Enacted Chapter 308
AB 2415 Ting	<u>Property Tax Agents</u> This bill would have required individuals who represent taxpayers before county property tax officials to register with the California Secretary of State.	Vetoed
AB 2589 Bloom	<u>Weights and Measures: County Sealers: County Ordinance: Annual Registration Fee</u> This bill would have provided counties with the authority to pass an ordinance to charge an annual registration fee in order to recover any actual costs the county has incurred from implementing current statutory requirements. The registration fee would have been charged to a business location operating in the county that packs, imports, warehouses, or distributes more than 10,000 packages or containers per year and specifically targets those business that intend to sell or distribute for sale these packages or containers.	Held Assembly Floor
AB 2624 Medina	<u>False Advertising: Made in North America</u> This bill would have set a product labeling standard for use of the phrase “Made in North America,” by requiring that such products be manufactured entirely within the countries of Canada, Mexico, or the United States.	Held Senate Floor
AB 2667 Bloom	<u>Rental-Purchase Agreements: Electronic Devices: Monitoring Technology</u> This bill requires the seller in a “rent-to-own” transaction involving an electronic device to inform the consumer of the presence of any technology that could track the location of the device and restricts the use of such technology. This bill also forbids the use of monitoring technology in such devices except for the sole purpose of remote technical assistance when requested by the consumer.	Enacted Chapter 426
SB 556 Padilla	<u>Providers of Health and Safety Labor or Services: Identification</u> This bill requires non-governmental entities, contracted to work for government agencies in a public health or safety labor or services related capacity, to change their logos and uniforms to conspicuously identify vehicles and personnel as contracted by the public agency or indicate that the service is provided by a specific organization. Violations of this provision would be subject to the Consumer Legal Remedies Act.	Enacted Chapter 832

BUSINESS PRACTICES

SB 661 Hill	<u>False Advertising</u> This bill would have allowed manufacturers to label products for sale in California as “Made in USA” or “Made in America” if a negligible part of the product was produced outside the United States and the manufacturer could certify that the part was unavailable from domestic suppliers.	Held Senate Committee on Judiciary
SB 686 Jackson	<u>Vehicles: Vehicle Dealers</u> This bill would have prohibited any car dealer or rental car company from selling, leasing, displaying, renting, loaning or offering for sale, a new or used vehicle if the vehicle has been announced as part of a manufacturer’s safety recall, unless repairs to correct the defect have been performed on the vehicle.	Held Assembly Committee on Business, Professions, and Consumer Protection
SB 827 Liu	<u>Local Government: Los Angeles County: Notice of Recordation</u> This bill extends the County of Los Angeles’ (County) statutory authority to adopt a resolution to notify specified parties if a default or notice of sale is recorded to January 1, 2020 and reduces the required time in which the County Recorder must notify the specified parties from 20 to 14 days. The provisions of this bill are a pilot project within the County’s existing Homeowner Notification Program.	Enacted Chapter 65

CONSERVATORSHIPS

AB 1859 Maienschein	<u>Professional Fiduciaries: Professional Corporations</u> This bill would have allowed a court to appointment a licensed professional fiduciary corporation as a guardian or conservator, personal representative, or trustee.	Held Senate Committee on Judiciary
AB 2034 Gatto	<u>Elder and Dependent Adults</u> This bill would have allowed a relative of an elder or dependent adult to petition a court for visitation in order to stop an individual from isolating the elder or dependent adult. This bill also would have required a conservator to inform relatives of a conservatee, whenever a conservatee dies or is admitted to a medical facility for acute care for a period of three days or more. Additionally, this bill would have required a conservator to inform the relatives of funeral arrangements and the location of the conservatee’s final resting place if the conservatee dies.	Held Senate Committee on Rules

CONSERVATORSHIPS

SB 940 Jackson	<u>California Conservatorship Jurisdiction Act</u> This bill codifies a set of recommendations developed by the California Law Revision Commission, which are based on the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act. This bill: 1) establishes a process for resolving jurisdictional disputes regarding conservatorships; 2) establishes a process for transfer of a conservatorship to California and from California to another jurisdiction; 3) establishes a registration procedure to facilitate recognition of a conservatorship that was established in another state; 4) conforms several provisions of the Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act to existing California law; and 5) delays implementation until January 1, 2016.	Enacted Chapter 553
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COURT SYSTEM & LEGAL SERVICES

AB 2237 Grove	<u>Consumer Remedies: Litigation Costs: Prevailing Party</u> This bill would have required a court to award court costs and attorney fees to the prevailing party in a case, whether plaintiff or defendant. This bill would have amended the Consumer Legal Remedies Act, which allows for a prevailing defendant to be awarded court costs and legal fees only when the court finds the suit was not filed in good faith.	Held Assembly Committee on Judiciary
SB 849 Anderson	<u>Decedents' Estates: Electronic Mail</u> This bill would have required electronic mail service providers to give access to a decedent's e-mail account to the decedent's personal representative upon the presentation of specified documentation.	Held Senate Committee on Judiciary

INTERNET: PRIVACY / E-COMMERCE / E-GOVERNMENT

AB 1710 Dickinson	<u>Personal Information: Privacy</u> This bill: 1) extends certain notification requirements for data security breaches currently applicable to those businesses that own or license the data to those businesses that maintain the data; 2) requires businesses that are the source of certain breaches to provide 12 months of credit monitoring services at no charge to affected consumers; and 3) specifies that the selling of an individual's social security number is unlawful.	Enacted Chapter 855
AB 2147 Melendez	<u>State Government Internet Web Sites: Information Practices</u> This bill would have required all state agencies that collect personal information via a website form to include a specific notice regarding whether the information would be shared with any third party.	Held Assembly Committee on Appropriations

AB 2365 Pérez, John A.	<u>Contracts: Unlawful Contracts</u> This bill prohibits the inclusion of a clause in a consumer goods or services contract that would limit the consumer's right to provide feedback about the business via online customer review websites. The bill authorizes civil penalties for violation of its provisions or any attempt by a seller to penalize a consumer who has made a statement about his or her experience with that business.	Enacted Chapter 308
AB 2667 Bloom	<u>Rental-Purchase Agreements: Electronic Devices: Monitoring Technology</u> This bill requires the seller in a "rent-to-own" transaction involving an electronic device to inform the consumer of the presence of any technology that could track the location of the device and restricts the use of such technology. The bill also forbids the use of monitoring technology in such devices except for the sole purpose of remote technical assistance when requested by the consumer.	Enacted Chapter 426
SB 849 Anderson	<u>Decedents' Estates: Electronic Mail</u> This bill would have authorized the personal representative of a decedent to request access to the deceased person's electronic mail account from the service provider, who would have been authorized to provide access to or copies of the material in the account to the representative.	Held Senate Committee on Judiciary
SB 1177 Steinberg	<u>Privacy: Students</u> This bill enacts restrictions for providers of Internet-based services for K-12 students on the use of students' personal data provided by schools, parents, or the students with respect to targeted advertising or compiling of marketing-related data.	Enacted Chapter 839
SB 1348 DeSaulnier	<u>Data Brokers: Sale of Personal Information</u> This bill would have provided individuals with a right to review any personal information held by an online data broker and opt out of having the information shared with third parties and would have forbidden the data broker from charging a fee for such access and opt-out service.	Held Assembly Committee on Arts, Entertainment, Sports, Tourism, and Internet Media

LANDLORD TENANT / COMMON INTEREST DEVELOPMENTS

AB 968 Gordon	<u>Common Interest Developments: Common Areas: Maintenance and Repairs</u> This bill delineates default responsibility between a homeowners' association and a homeowner for repairing, replacing, and/or maintaining various spaces in a common interest development unless otherwise provided in the governing documents. Specifically, the owner is responsible for repairing, replacing, and maintaining their separate interest and maintaining the exclusive use common area next to their separate interest. The association is responsible for repairing and replacing the exclusive use common area. This bill takes effect January 1, 2017.	Enacted Chapter 405
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LANDLORD TENANT / COMMON INTEREST DEVELOPMENTS

AB 1360 Torres	<u>Common Interest Developments: Electronic Voting</u> This bill would have permitted a homeowners' association to conduct elections and other member balloting through the use of an electronic balloting service and set forth requirements for such use. The bill would have also required that the association still provide paper ballots to those who do not elect to vote electronically.	Held Senate Committee on Judiciary
AB 1636 Brown	<u>Water Conservation</u> This bill would have prohibited a city or county from enforcing any laws requiring a resident to water his or her lawn during a drought emergency declared by the Governor.	Held Assembly Committee on Local Government
AB 1738 Chau	<u>Common Interest Developments: Dispute Resolution</u> This bill stipulates that a dispute resolution in a common interest development shall have a written resolution signed by both parties. The written resolution is then judicially enforceable so long as it is not in conflict with the law or governing documents of the common interest development. This bill also provides that a member of an association and an association both have a right to have an attorney or another person present during a dispute resolution and each party is responsible for the costs of that person.	Enacted Chapter 411
AB 2100 Campos	<u>Common Interest Developments: Yard Maintenance: Fines: Drought</u> This bill prohibits homeowners' associations from fining homeowners for reducing or ceasing to water plants and lawns if the Governor or local government has declared a state of emergency due to drought. <i>This bill contained an urgency clause that made the bill effective immediately after chaptering.</i>	Enacted Chapter 164
AB 2104 Gonzalez	<u>Common Interest Developments: Water-Efficient Landscapes</u> This bill makes any individual provision of the governing documents, guidelines, or policies of a homeowners' association void and unenforceable if it prohibits the replacement of turf with low water-using plants.	Enacted Chapter 421
AB 2561 Bradford	<u>Personal Agriculture: Restrictions</u> This bill places restrictions on landlords and common interest developments to prevent them from forbidding residents from growing food for personal consumption in backyards.	Enacted Chapter 584
SB 1144 Galgiani	<u>Common Interest Developments: Local Governments: Yard Maintenance Fines: Drought</u> This bill would have prohibited homeowners' associations and local governments from fining homeowners for under-watered plants and lawns when the Governor has declared a state of emergency due to drought.	Held Senate Committee on Transportation and Housing

LANDLORD TENANT / COMMON INTEREST DEVELOPMENTS

SB 1243 Lieu	<u>Professions and Vocations</u> This bill extends the sunset dates for the Certified Common Interest Development Managers program from 2015 to 2019.	Enacted Chapter 395
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MAINTENANCE OF THE CODES / OMNIBUS BILLS

SB 1466 Committee on Business, Professions and Economic Development	<u>Health Care Professionals</u> This bill makes non-controversial, non-substantive, and technical changes to various provisions pertaining to several healing arts programs within the Department of Consumer Affairs, including the Board of Behavioral Sciences, the Medical Board of California, the Board of Psychology, and the Speech-Language Pathology and Audiology and Hearing Dispensers Board.	Enacted Chapter 316
SB 1467 Committee on Business, Professions and Economic Development	<u>Professions and Vocations</u> This bill makes non-controversial, non-substantive, and technical changes to various provisions pertaining to several non-healing arts programs within the Department of Consumer Affairs including the Board of Accountancy and the Board for Professional Engineers, Land Surveyors, and Geologists. This bill also allows unincorporated associations to apply for fictitious business name registration, simplifies the process to apply for fictitious business name registration, and clarifies that professional photocopiers must maintain a valid notary commission throughout their certificate of registration period.	Enacted Chapter 400

MASSAGE THERAPY

AB 1147 Bonilla	<u>Massage Therapy</u> This bill revises and recasts the laws applicable to massage therapists by reorganizing and re-enacting the Massage Therapy Act. It extends the existence of the current California Massage Therapy Council by two years to January 1, 2017, but with a different governing board composition and additional responsibilities.	Enacted Chapter 406
AB 1747 Holden	<u>Massage Therapy</u> This bill would have enacted various reforms to the Massage Therapy Act to provide greater flexibility to local governments in regulating massage businesses. <i>The provisions of this bill were adapted into AB 1147 (Bonilla, Chapter 406, Statutes of 2014).</i>	Held Assembly Committee on Business, Professions, and Consumer Protection
AB 2739 Committee on Business, Professions and Consumer Protection	<u>Massage Therapy</u> This bill would have extended the authority of the California Massage Therapy Council by four years to January 1, 2019. <i>This provision was adapted into AB 1147 (Bonilla, Chapter 406, Statutes of 2014) and revised into a two-year extension.</i>	Held Assembly Committee on Business, Professions, and Consumer Protection

MISCELLANEOUS ISSUES

AB 802 Wieckowski	<u>Private Arbitration Companies: Disclosures</u> This bill expands the information that private arbitration companies must collect and report. Additionally, this bill requires private arbitration companies to make data available in a searchable and sortable format and states the intent of the Legislature that private arbitration companies comply with all legal obligations. Lastly, this bill provides that the new reporting requirements required pursuant to this bill do not apply to consumer arbitrations administered before January 1, 2015.	Enacted Chapter 870
AB 1256 Bloom	<u>Civil Law: Privacy: Entry and Exit of Facilities</u> This bill revises an existing invasion of privacy statute to clarify what types of personal situations are subject to the law and creates a new cause of action against those who obstruct the exit and entry to schools and health facilities.	Enacted Chapter 852
AB 1504 Stone	<u>Cigarettes: Single-Use Filters</u> This bill would have prohibited the transfer of single-use filter cigarettes by in-person sales transaction, shipment, gifting, or other forms of delivery, and would have set a civil fine of \$500 for each violation of this provision.	Held Assembly Committee on Governmental Organization
AB 1890 Chau	<u>Athletic Trainers</u> This bill would have required any person representing himself or herself as a “certified athletic trainer” or “athletic trainer” to have completed a specified level of education and hold current certification by the Board of Certification, Inc., a national, nonprofit athletic trainer certifying agency.	Vetoed
AB 2029 Cooley	<u>Inquests: Sudden Unexplained Death in Childhood</u> This bill would have defined Sudden Unexplained Death in Childhood and required a coroner to notify the parent of a child who died suddenly about the importance of taking tissue samples. This bill also would have provided that a coroner cannot be held civilly liable for not complying with the notification requirement.	Vetoed
SB 245 Correa	<u>Contracts</u> This bill updates previous legislative findings regarding the most common languages, other than English, that are spoken in California.	Enacted Chapter 117
SB 962 Leno	<u>Smartphones</u> This bill requires smartphones manufactured or sold in California after July 1, 2015, to contain a technological solution, presented to the consumer upon initial setup of the device, which will allow the consumer to render the smartphone inoperable when not in the possession of an authorized user, and subjects smartphone retailers to a civil penalty for knowingly selling smartphones that would violate this law.	Enacted Chapter 275

NEW PROGRAMS

AB 1894 Ammiano	<u>Medical Cannabis</u> This bill would have enacted the Medical Cannabis Regulation and Control Act, established the Division of Medical Cannabis Regulation and Enforcement within the Department of Alcoholic Beverage Control, created the Medical Cannabis Regulation Fund, and, among other things, specified that a physician recommending marijuana to patients without a good faith examination and medical reason would constitute unprofessional conduct.	Held Assembly Floor
AB 2220 Daly	<u>Private Security Services: Private Patrol Operators</u> This bill creates a new program under the Department of Justice that allows private patrol operators to be the registered owners of firearms and to lend those firearms to security guards employed by the company. This bill also revises mandatory insurance requirements for operators.	Enacted Chapter 423
AB 2415 Ting	<u>Property Tax Agents</u> This bill requires individuals who represent taxpayers before county property tax officials to register with the California Secretary of State.	Vetoed
SB 570 DeSaulnier	<u>Advanced Alcohol and Drug Licensing Act</u> This bill would have created the Advanced Alcohol and Drug Counselor Licensing Board within the Department of Consumer Affairs to license and regulate licensed advanced alcohol and drug counselors and to certify advanced alcohol and drug counselor interns.	Held Assembly Committee on Appropriations
SB 870 Committee on Budget and Fiscal Review	<u>Health</u> This bill, among numerous health related budget trailer provisions, directs the Department of Health Care Services to establish a pilot program that will provide vision care services to Medi-Cal enrolled students of Los Angeles County school districts through the use of mobile vision service providers.	Enacted Chapter 40
SB 1262 Correa	<u>Medical Marijuana</u> This bill would have established the Bureau of Medical Marijuana Regulation within the Department of Consumer Affairs to license medical marijuana dispensing facilities, transporters, and cultivation sites, if local jurisdictions determined they would be permitted within their borders; required the Medical Board to develop and adopt medical guidelines; and imposed tighter standards on physicians who prescribe medical marijuana.	Held Assembly Committee on Appropriations

REGULATIONS

AB 1711 Cooley	<u>Administrative Procedures Act: Economic Impact Assessment</u> This bill requires state agencies to include an economic impact assessment of any proposed regulation in its published initial statement of reasons document. The bill also requires the Department of Finance to include and update instructions on how to prepare the economic impact assessment in the State Administrative Manual.	Enacted Chapter 779
SB 981 Huff	<u>Regulations: Review Process</u> This bill would have required all state agencies to review every regulation adopted before January 1, 2014, and submit a report to the Legislature with specified information on each regulation. It also would have required similar review and reporting every five years.	Held Senate Committee on Governmental Organization
SB 1091 Galgiani	<u>Administrative Procedures: California Regulatory Notice Register: Proposed Rulemaking Activities</u> This bill would have required state agencies to publish notice of “proposed rulemaking activities” in the California Regulatory Notice Register at least 15 days prior to undertaking the activity and would have required the Office of Administrative Law to offer the Register in an electronically searchable format.	Held Senate Committee on Appropriations

SUNSET REVIEW

AB 1147 Bonilla	<u>Massage Therapy</u> This bill revises and recasts the laws applicable to massage therapists, by reorganizing and re-enacting the Massage Therapy Act. It extends the existence of the current California Massage Therapy Council by two years, to January 1, 2017, but with a different governing board makeup and additional responsibilities.	Enacted Chapter 406
AB 2739 Committee on Business, Professions and Consumer Protection	<u>Massage Therapy</u> This bill would have extended the authority of the California Massage Therapy Council by four years to January 1, 2019. <i>This provision was adapted into AB 1147 (Bonilla, Chapter 406, Statutes of 2014) and revised into a two year extension.</i>	Held Assembly Committee on Business, Professions, and Consumer Protection

SUNSET REVIEW

AB 2740 Bonilla	<u>Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal Insulation</u> This bill subjects the Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal Insulation (Bureau) to a review by the Legislature. The review shall occur as if the Electronic Appliance Repair Dealer Registration Law is to be repealed on January 1, 2019. Additionally, this bill requires the Bureau to submit a report on specified issues to the Legislature by March 1, 2015.	Enacted Chapter 428
AB 2741 Bonilla	<u>Professional Fiduciaries Bureau</u> This bill extends the Professional Fiduciaries Bureau's sunset date from January 1, 2015, to January 1, 2019.	Enacted Chapter 344
SB 1242 Lieu	<u>Automotive Repair: Bureau of Automotive Repair</u> This bill subjects the Bureau of Automotive Repair to a review by the Legislature. The review shall occur as if the Automotive Repair Act (Act) is to be repealed on January 1, 2019. Additionally, this bill makes a technical, non-substantive change to the Act.	Enacted Chapter 255
SB 1243 Lieu	<u>Professions and Vocations</u> This bill extends the sunset dates for the Veterinary Medical Board from 2016 to 2017 and the Certified Common Interest Development Managers and Tax Preparers programs from 2015 to 2019.	Enacted Chapter 395
SB 1244 Lieu	<u>Structural Pest Control Board</u> This bill extends the Structural Pest Control Board's sunset date from January 1, 2015, to January 1, 2019, and makes various non-substantive, clarifying changes throughout the statutes governing the regulation of structural pest control personnel.	Enacted Chapter 560
SB 1245 Lieu	<u>Dental Hygiene Committee of California</u> This bill extends the Dental Hygiene Committee of California's sunset date from January 1, 2015, to January 1, 2019.	Enacted Chapter 396
SB 1246 Lieu	<u>Acupuncture</u> This bill extends the sunset date for the continued regulation of acupuncture by the Acupuncture Board until January 1, 2017. This bill also includes a number of statutory revisions resulting in significant policy changes, such as replacing the Board's authority to approve acupuncture schools with an accreditation process by the Accreditation Commission for Acupuncture and Oriental Medicine (ACAOM).	Enacted Chapter 397
SB 1247 Lieu	<u>Private Postsecondary Education: California Private Postsecondary Education Act of 2009</u> This bill extends the sunset date of the Bureau for Private Postsecondary Education to January 1, 2017.	Enacted Chapter 840

VETERANS / MILITARY PERSONNEL

AB 186 Maienschein	<u>Professions and Vocations: Military Spouses: Temporary Licenses</u> This bill requires certain programs under the Department of Consumer Affairs to issue a temporary license (valid for 12 months) to the spouse or domestic partner of a military member on active duty in California if the applicant is licensed in the same profession in another state and meets other specified conditions while their license application is being processed.	Enacted Chapter 640
AB 2099 Frazier	<u>Postsecondary Education: Title 38 Awards</u> This bill stipulates new Title 38 veterans' funding eligibility standards for postsecondary institutions in California. All institutions must provide license examination passage rates to students, and institutions that offer degrees must have institutional and programmatic accreditation. In addition, all postsecondary institutions must be one of the following in order to be Title 38 eligible: a public school, a not-for-profit school, have approval to operate from the Bureau for Private Postsecondary Education, or be regionally accredited.	Enacted Chapter 676
AB 2183 Bocanegra	<u>Nursing</u> This bill would have required the Board of Registered Nursing (Board) to credit the amount of credit given for clinical or theoretical knowledge obtained through any professional experience, including military education or experience and any education or experience obtained while licensed in any other health care field to fulfill the Board's licensing criteria.	Held Assembly Committee on Appropriations
SB 1226 Correa	<u>Veterans: Professional Licensing</u> This bill authorizes programs under the Department of Consumer Affairs to expedite and assist the licensure process for individuals honorably discharged from the United States Armed Forces who return to California and seek professional and occupational licensure.	Enacted Chapter 657
SB 1247 Lieu	<u>Private Postsecondary Education: California Private Postsecondary Education Act of 2009</u> This bill requires for-profit postsecondary institutions to obtain approval from the Bureau for Private Postsecondary Education in order to be eligible for Title 38 veterans funding.	Enacted Chapter 840

BILLS BY DCA LICENSING PROGRAM

ALL LICENSING PROGRAMS

AB 1702 Maienschein	<u>Professions and Vocations: Incarceration</u> This bill prohibits licensing boards and bureaus within the Department of Consumer Affairs from denying a license or delaying the processing of applications based solely on some or all of the licensure requirements having been completed while the applicant was incarcerated.	Enacted Chapter 410
AB 1711 Cooley	<u>Administrative Procedures Act: Economic Impact Assessment</u> This bill requires state agencies to include an economic impact assessment of any proposed regulation in its published initial statement of reasons document. The bill also requires the Department of Finance to include and update instructions on how to prepare the economic impact assessment in the State Administrative Manual.	Enacted Chapter 779
AB 2058 Wilk	<u>Open Meetings</u> This bill would have required any advisory committee of state bodies subject to the Bagley-Keene Open Meeting Act (Bagley-Keene Act), regardless of the number of members, to conduct open, publicly-noticed meetings if the advisory committee has a standing subject matter jurisdiction or a fixed meeting schedule set by the larger state body.	Vetoed
AB 2165 Patterson	<u>Professions and Vocations: Licenses</u> This bill would have required all Department of Consumer Affairs programs to review and process license applications and issue licenses to applicants who have completed the necessary requirements within 45 days of the application filing date. This bill would have also required that each licensing exam be offered a minimum of six times per year.	Held Assembly Committee on Business, Professions and Consumer Protection
AB 2396 Bonta	<u>Convictions: Expungement: Licenses</u> This bill prohibits a licensing authority under the Department of Consumer Affairs from denying a license based solely on a prior conviction if the conviction has been dismissed pursuant to Penal Code expungement procedures.	Enacted Chapter 737
AB 2598 Hagman	<u>Department of Consumer Affairs: Administrative Expenses</u> This bill would have required the Department of Consumer Affairs (Department) to base a program's pro-rata share of the Department's costs on filled positions rather than annual authorized positions. The pro-rata share would also be required to be revised on a monthly basis.	Held Assembly Committee on Business, Professions and Consumer Protection

ALL LICENSING PROGRAMS

AB 2720 Ting	<u>State Agencies: Meetings: Record of Action Taken</u> This bill amends the Bagley-Keene Open Meeting Act to require all state bodies, such as the licensing programs within the Department of Consumer Affairs, to keep a record of, and publicly report, every vote and abstention of each voting member on every action taken by a board, committee, or commission.	Enacted Chapter 510
SB 1159 Lara	<u>Professions and Vocations: License Applicants: Federal Tax Identification Number</u> This bill requires all programs within the Department of Consumer Affairs (Department), as well as the State Bar, to accept an individual taxpayer identification number from applicants in lieu of a social security number and explicitly directs the Department's licensing programs to issue licenses to individuals qualified for licensure, but not legally present in the United States.	Enacted Chapter 752
SB 1226 Correa	<u>Veterans: Professional Licensing</u> This bill authorizes programs under the Department of Consumer Affairs to expedite and assist the licensure process for individuals honorably discharged from the United States Armed Forces who return to California and seek professional and occupational licensure.	Enacted Chapter 657
SB 1243 Lieu	<u>Professions and Vocations</u> This bill extends telephone disconnect authority to all Department of Consumer Affairs (Department) programs and requires the Department to: 1) conduct a one-time study on the efficiency of the Department's pro rata distribution, 2) provide an annual report on the Department's actual pro rata accounting to the Legislature beginning July 1, 2015, 3) report enforcement data for all programs on January 1 of each year, and 4) offer stakeholders a choice to receive program meeting notifications by mail, email, or both.	Enacted Chapter 395
SB 1258 DeSaulnier	<u>Controlled Substances: Prescriptions: Reporting</u> This bill would have authorized the programs within the Department of Consumer Affairs to designate an individual who may apply for access to the Controlled Substance Utilization Review and Evaluation System (CURES) representative for the purposes of investigating alleged drug abuse of a licensee. This bill would have also required prescriptions for Schedule V drugs to be electronically transmitted to CURES.	Held Senate Committee on Appropriations
SB 1337 DeSaulnier	<u>Reports</u> This bill requires that whenever any state agency provides a written report to the Legislature, the state agency must include a statement signed by the head of that agency attesting to the truth and accuracy of the factual information contained in the report. The bill would subject the agency head to civil liability of up to \$20,000 for declaring true any information that he or she knows to be false.	Vetoed

ALL HEALING ARTS PROGRAMS

AB 809 Logue	<u>Healing Arts: Telehealth</u> This bill revises the patient consent provisions related to the use of telehealth services by health care providers. The bill allows written consent in addition to verbal consent and specifies that the consent is valid for a designated course of health care and treatment. <i>This bill contained an urgency clause that made the bill effective immediately after chaptering.</i>	Enacted Chapter 404
AB 2484 Gordon	<u>Healing Arts: Telehealth</u> This bill would have allowed a patient to provide written consent to a health care provider for the purposes of receiving telehealth services and would have required the written consent to be documented in the patient's medical file.	Held Assembly Committee on Business, Professions, and Consumer Protection
SB 1256 Mitchell	<u>Medical Services: Credit</u> This bill requires all healing arts licensees to present patients with a specified notice and treatment plan that includes estimated costs and items to be pre-paid prior to facilitating a third-party line of credit for payment of medical expenses. The bill also forbids the arrangement of such a credit plan with a patient that is under the influence of anesthesia.	Enacted Chapter 256
SB 1466 Committee on Business, Professions and Economic Development	<u>Health Care Professionals</u> This bill makes several non-controversial, non-substantive, or technical changes to various provisions pertaining to health-related programs of the Department of Consumer Affairs.	Enacted Chapter 316

ACCOUNTANCY

AB 2415 Ting	<u>Property Tax Agents</u> This bill would have required individuals who represent taxpayers before county property tax officials to register with the California Secretary of State.	Vetoed
SB 1467 Committee on Business, Professions and Economic Development	<u>Professions and Vocations</u> This bill makes the following changes regarding the Board of Accountancy (Board): 1) authorizes the Board to collect e-mail addresses from an applicant; 2) eliminates the requirement that at least two members of the Board represent small public accounting firms and instead states that the seven licensed members represent a cross-section of the accounting profession; 3) authorizes the Board to adopt regulations to allow academic experience to satisfy the one-year experience requirement for a certified public accountant license; and 4) clarifies that a certified public accountant licensed in another state who holds California practice privilege must notify the Board in writing within 30 days of any pending criminal charges.	Enacted Chapter 400

ACUPUNCTURE

AB 1758 Patterson	<u>Healing Arts: Initial License Fees: Proration</u> This bill would have required the Acupuncture Board (Board), among other programs, to prorate their initial fees for licensure of acupuncturists on a monthly basis. For an initial license that expires in less than 12 months, the Board would have had the authority to charge an additional fee to ensure reasonable costs of issuing licenses are covered.	Held Senate Committee on Appropriations
SB 1246 Lieu	<u>Acupuncture</u> This bill extends the sunset date for the continued regulation of acupuncture by the Acupuncture Board (Board) until January 1, 2017. This bill also includes a number of statutory revisions resulting in significant policy changes, such as replacing the Board's authority to approve acupuncture schools with an accreditation process by the Accreditation Commission for Acupuncture and Oriental Medicine as of January 1, 2017. In addition, the bill also requires the Board to create standards for foreign education programs.	Enacted Chapter 397

ARCHITECTS

AB 1758 Patterson	<u>Healing Arts: Initial License Fees: Proration</u> This bill would have required the Architects Board (Board), among other programs, to prorate the original fee for licensure of architects on a monthly basis. For an original license that expires in less than 12 months, the Board would have had the authority to charge an additional fee to ensure reasonable costs of issuing licenses are covered.	Held Senate Committee on Appropriations
SB 1467 Committee on Business, Professions and Economic Development	<u>Professions and Vocations</u> This bill authorizes architects to prepare plans, specifications, and reports relating to the construction of public school facilities.	Enacted Chapter 400

ATHLETIC COMMISSION

No bills were analyzed during the 2014 legislative session.

AUTOMOTIVE REPAIR

AB 1665 Jones	<u>Automotive Repair</u> This bill would have required individuals and businesses that change or repair tires for compensation to be capable of diagnosing and servicing the tire pressure monitoring system on vehicles manufactured with such systems and to register as automotive repair dealers with the Bureau of Automotive Repair. Those providing tire services on behalf of a motor club or towing company, however, would have been exempt from these requirements.	Vetoed
SB 913 DeSaulnier	<u>Vehicular Air Pollution: Vehicle Retirement</u> This bill would have established quotas for the number of vehicles that California must retire and replace through the Enhanced Fleet Modernization Program and Consumer Assistance Program. This bill also would have required the Air Resources Board to consider specific measures related to the purchasing and financing of replacement vehicles.	Held Assembly Committee on Transportation
SB 1242 Lieu	<u>Automotive Repair: Bureau of Automotive Repair</u> This bill subjects the Bureau of Automotive Repair to a review by the Legislature. The review shall occur as if the Automotive Repair Act (Act) is to be repealed on January 1, 2019. Additionally, this bill makes a technical, non-substantive change to the Act.	Enacted Chapter 255
SB 1275 de León	<u>Vehicle Retirement and Replacement: Charge Ahead California Initiative</u> This bill defines “mobility option” as a voucher for public transportation or car sharing and requires the Air Resources Board (Board) to update the guidelines for the Enhanced Fleet Modernization Program (Program) to ensure that the Program has a mobility option. Additionally, this bill establishes the compensation amount for the mobility option at no less than \$2,500, which the Board can increase for specified reasons. Lastly, this bill establishes the Charge Ahead California Initiative, with goals to place in operation at least 1,000,000 zero or near-zero emission vehicles and increase access to these vehicles for disadvantaged, low-income, and moderate-income populations.	Enacted Chapter 530

BARBERING & COSMETOLOGY

AB 1153 Eggman	<u>Barbering and Cosmetology</u> This bill would have created a new certification, Master Esthetician, within the Board of Barbering and Cosmetology, established an application fee, and required additional education to qualify for the certification. This bill also would have expanded the scope of cosmetologists and estheticians to allow work on the entire body, including massage and chemical peels on deeper layers of skin than currently allowed.	Held Senate Floor
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BEHAVIORAL SCIENCES

AB 1843 Jones	<u>Child Custody Evaluations: Confidentiality</u> This bill gives a licensing entity of a child custody evaluator the ability to access a child custody report in order to investigate alleged unprofessional conduct of one of its licensees related to a child custody evaluation. This bill also requires the licensing entity to ensure the confidentiality of the information contained in the child custody report.	Enacted Chapter 283
AB 2198 Levine	<u>Mental Health Professionals: Suicide Prevention Training</u> This bill would have required psychologists, educational psychologists, marriage and family therapists, professional clinical counselors, and clinical social workers who begin graduate study on or after January 1, 2016, to complete a training program in suicide assessment, treatment, and management prior to licensure. Additionally, this bill would have required an applicant or licensee in one of the aforementioned professions to take a six hour continuing education course in suicide assessment, treatment, and management as a condition of license renewal beginning January 1, 2016.	Vetoed
AB 2213 Eggman	<u>Behavioral Health Care Licensees</u> This bill makes several changes to existing education requirements for out-of-state marriage and family therapists and professional clinical counselors that take effect on January 1, 2016. Specifically, this bill allows remediation of specified coursework to be done through continuing education and while registered as an intern. The bill also allows applicants licensed in another state to either remediate practicum hours or receive up to 1,200 hours of credit toward the 3,000 hour experience requirement for time licensed in another state.	Enacted Chapter 387
SB 578 Wyland	<u>Behavioral Sciences: Records Retention</u> This bill requires all Board of Behavioral Sciences licensees to retain the health records of a patient whose therapy is terminated on or after January 1, 2015, for a minimum of seven years. Additionally, this bill requires the health record of a minor patient to be retained for seven years past the date the patient turns 18 years old. This bill also specifies that patient records may be retained in either hard copy or electronic format.	Enacted Chapter 312
SB 1012 Wyland	<u>Healing Arts: Licensure Requirements</u> This bill allows licensed professional clinical counselors interns, as well as marriage and family therapist trainees or interns, to use six hours of direct contact with their supervisor per week to count toward their total 3,000 hour experience requirement for licensure if the hours were gained on or after January 1, 2009.	Enacted Chapter 435

BEHAVIORAL SCIENCES

SB 1466	<u>Health Care Professionals</u>	Enacted
Committee on Business, Professions and Economic Development	This bill makes the following changes to the Board of Behavioral Sciences: 1) changes the term “marriage and family therapist,” to “licensed marriage and family therapist,” in the Licensed Marriage and Family Therapist Act; 2) requires consistent training across license types in elder and dependent adult abuse and neglect; 3) updates several implementation deadlines to conform to examination restructure legislation passed last year for licensed marriage and family therapists and licensed professional clinical counselors from January 1, 2014, to January 1, 2015; and 4) adds licensed professional clinical counselors as a license type that can own a private practice where psychotherapy is performed.	Chapter 316

CEMETERY & FUNERAL

AB 1593	<u>Public Cemetery Districts: Auburn Public Cemetery District</u>	Held
Dahle	This bill would have authorized the Auburn Public Cemetery District (District) to inter a limited number of nonresidents and nonproperty taxpayers to help the District maintain its financial viability.	Assembly Committee on Local Government
SB 1291	<u>Public Cemetery Districts: Halcumb Cemetery District</u>	Enacted
Nielsen	This bill authorizes the Halcumb Cemetery District (District), located in Shasta County, to inter a limited number of nonresidents and nonproperty taxpayers to help the District maintain its financial viability.	Chapter 276

CHIROPRACTORS

AB 1615	<u>Claims against the State: Payment</u>	Enacted
Gatto	This bill appropriates \$2,698,000 from the State Board of Chiropractic Examiners’ Fund to the Department of Justice to pay the judgment in <i>Arbuckle v. Board of Chiropractic Examiners, et al.</i> The bill also appropriates \$157,000 from the General Fund to the Department of Justice to pay the judgment in <i>Planning and Conversation League v. State</i> . <i>This bill contained an urgency clause that made the bill effective immediately after chaptering.</i>	Chapter 142
AB 2143	<u>Clinical Laboratories: Chiropractors</u>	Enacted
Williams	This bill allows chiropractors on the National Registry of Certified Medical Examiners to perform a minor medical urine test required for commercial drivers, as long as those chiropractors meet additional existing state and federal requirements. <i>This bill contained an urgency clause that made the bill effective immediately after chaptering.</i>	Chapter 269

CONTRACTORS

AB 1823 Wagner	<u>Contractors: Payments</u> This bill would have amended the Contractors State License Law, the Civil Code, and the Public Contract Code to prohibit claims for additional compensation from being withheld when there is a good faith dispute over the amount due in progress payments to a contractor or subcontractor.	Held Assembly Committee on Business, Professions, and Consumer Protection
AB 1918 Williams	<u>Air Conditioner Systems</u> This bill would have required the Contractors State License Board to develop a tracking system to monitor air conditioner sales and installations in California, which would have been used to ensure air conditioners are installed in accordance with applicable building codes and that appropriate permits are pulled for that installation. <i>This bill was subsequently amended to address a topic unrelated to the Department of Consumer Affairs.</i>	Held Senate Committee on Appropriations
SB 315 Lieu	<u>Contractors</u> This bill authorizes the Contractors State License Board (Board) to have access to businesses when carrying out duties associated with the Joint Enforcement Strike Force on the Underground Economy. In addition, this bill would allow the Board 180 days to initiate disciplinary action against a licensee upon receipt of a Labor Commissioner's finding of willful violation of the Labor Code.	Enacted Chapter 392

COURT REPORTERS

No bills were analyzed during the 2014 legislative session.

DENTISTS / DENTAL HYGIENISTS

AB 1174 Bocanegra	<u>Dental Professionals</u> This bill expands the scope of practice for registered dental assistants in extended functions, registered dental hygienists, and registered dental hygienists in alternative practice in the areas of radiographs (i.e. x-rays) and interim therapeutic restorations (i.e. temporary fillings). This bill also requires the Dental Board and the Dental Hygiene Committee of California to adopt regulations, no later than January 1, 2018, for the new scopes relating to the training that must be completed before these new services can be provided.	Enacted Chapter 662
AB 1758 Patterson	<u>Healing Arts: Initial License Fees: Proration</u> This bill would have required the Dental Board (Board) and the Dental Hygiene Committee (Committee), among other programs, to prorate initial fees for dentists on a monthly basis. For an initial license that expires in less than 12 months, the Board and Committee would have had the authority to charge an additional fee to ensure reasonable costs of issuing licenses are covered.	Held Senate Committee on Appropriations

DENTISTS / DENTAL HYGIENISTS

AB 2750 Hernández	<u>Dentistry</u> This bill would have required the Dental Board of California to accept clinical and written examinations administered by the North East Regional Board of Dental Examiners, Inc., or an examination developed by the American Board of Dental Examiners.	Held Senate Committee on Rules
SB 1245 Lieu	<u>The Dental Hygiene Committee of California</u> This bill extends the Dental Hygiene Committee's sunset date from January 1, 2015, to January 1, 2019.	Enacted Chapter 396
SB 1416 Block	<u>Dentistry: Fees</u> This bill sets the Dental Board's fee for license issuance and renewal at \$525. Previously, the Board was authorized to charge a fee no less than \$450.	Enacted Chapter 73

ELECTRONIC & APPLIANCE REPAIR, HOME FURNISHINGS & THERMAL INSULATION

AB 1926 Bonilla	<u>Electronic and Appliance Repair: Service Dealers</u> This bill would have made a statement or advertisement untrue or misleading if the statement or advertisement did not include the service dealer's name, address, or business telephone number. This would have subjected a service dealer registration to an enforcement action for the untrue or misleading statement.	Held Assembly Committee on Business, Professions, and Consumer Protection
AB 2740 Bonilla	<u>Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal Insulation</u> This bill subjects the Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal Insulation (Bureau) to a review by the Legislature. The review shall occur as if the Electronic Appliance Repair Dealer Registration Law is to be repealed on January 1, 2019. Additionally, this bill requires the Bureau to submit a report on specified issues to the Legislature by March 1, 2015.	Enacted Chapter 428
SB 1019 Leno	<u>Upholstered Furniture: Flame Retardant Chemicals</u> This bill, among other things: 1) requires a manufacturer to indicate on a label whether or not an upholstered furniture product contains added chemical flame retardants; 2) requires the manufacturer to provide documentation regarding the veracity of the flame retardant statement on the label within 30 days of a request from the Bureau of Electronic Appliance Repair, Home Furnishings and Thermal Insulation (Bureau); 3) requires the Bureau to provide the Department of Toxic Substances Control with samples for purposes of testing for the presence of flame retardants; and 4) authorizes the Bureau to assess fines for violations of the requirements of this bill.	Enacted Chapter 862

ENGINEERS, LAND SURVEYORS & GEOLOGISTS

AB 186 Maienschein	<u>Professions and Vocations: Military Spouses: Temporary Licenses</u> This bill requires the Board for Professional Engineers, Land Surveyors, and Geologists to issue a temporary license (valid for 12 months) to the spouse or domestic partner of a military member on active duty in California if the applicant is licensed in the same profession in another state and meets other specified conditions, including passing the licensing examination, while their license application is being processed.	Enacted Chapter 640
AB 1551 Holden	<u>Professional Engineers and Land Surveyors: Documents</u> This bill would have restricted a person from using a professional engineer's or land surveyor's work documents without a written contract authorizing that use. This bill also would have allowed an engineer or land surveyor to reasonably withhold consent from a client to use those documents.	Held Assembly Committee on Business, Professions, and Consumer Protection
AB 1855 Melendez	<u>Land Surveying: Field Survey Record</u> This bill would have required land surveyors and civil engineers to file a record of survey relating to land easements that must include points or lines set during the performance of a field survey.	Held Assembly Committee on Business, Professions, and Consumer Protection
SB 1467 Committee on Business, Professions, and Economic Development	<u>Professions and Vocations: Non-Healing Arts: Omnibus Bill</u> This bill makes the following changes regarding the Board for Professional Engineers, Land Surveyors, and Geologists: 1) deletes the petroleum geology certification; 2) revises the time periods before a professional geologist, professional geophysicist, or a geologist-in-training can petition for reinstatement of a revoked license, early termination of a probation period, or reduction or modification of a condition of probation; and 3) clarifies the responsibilities of governmental entities and land surveyors or civil engineers regarding monument preservation and placement.	Enacted Chapter 400

GUIDE DOGS

AB 1809 Maienschein	<u>Dogs: Health Certificates</u> This bill requires a person who brings a dog into California for resale or change of ownership to obtain a health certificate (certificate) from a licensed veterinarian prior to that dog entering the state. The certificate must be submitted to the county health department, and the county health department receiving the certificate may charge a fee to cover processing costs. However, guide dogs are exempt from the aforementioned requirements.	Enacted Chapter 498
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GUIDE DOGS

AB 2264 Levine	<u>Victim Compensation: Guide, Signal, or Service Dogs</u> This bill authorizes a person with a disability to receive compensation from the California Victim Compensation and Government Claims Board if the guide, signal, or service dog employed by the disabled person is disabled or killed while servicing the disabled person.	Enacted Chapter 502
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LANDSCAPE ARCHITECTS

No bills were analyzed during the 2014 legislative session.

MEDICAL

AB 186 Maienschein	<u>Professions and Vocations: Military Spouses: Temporary Licenses</u> This bill requires the Medical Board to issue a 12-month temporary license to the spouse or domestic partner of a military member on active duty in California if the applicant is also licensed in the same profession in another state and meets other specified conditions while their license application is being processed.	Enacted Chapter 640
AB 496 Gordon	<u>Medicine: Continuing Medical Education: Sexual Orientation, Gender Identity, and Gender Expression</u> This bill authorizes continuing medical education accrediting associations to update compliance standards for physician cultural and linguistic competency and expands the scope of cultural competency in physician continuing education to include pertinent information on the appropriate care and treatment of lesbian, gay, bisexual, transgender and intersex communities.	Enacted Chapter 630
AB 1310 Bonta	<u>Medi-Cal: Telehealth</u> This bill would have required health care providers located outside of California to have met, by July 1, 2015, several conditions for enrolling in Medi-Cal for the purpose of providing telehealth services to Medi-Cal beneficiaries.	Held Assembly Committee on Health
AB 1535 Bloom	<u>Pharmacists: Naloxone Hydrochloride</u> This bill allows pharmacists to more widely distribute naloxone hydrochloride (naloxone) following the establishment of standardized protocols developed by the California State Board of Pharmacy and the Medical Board of California, in conjunction with appropriate entities. This bill also requires pharmacists to complete a training program after the protocols have been implemented.	Enacted Chapter 326

MEDICAL

AB 1743 Ting	<u>Hypodermic Needles and Syringes</u> This bill removes the limit on the number of syringes a pharmacy has the discretion to sell to an adult without a prescription, clarifies that the pharmacy must counsel consumers on the safe disposal of hypodermic needles and syringes, and extends the authorization to furnish syringes without a prescription to January 1, 2021.	Enacted Chapter 331
AB 1758 Patterson	<u>Healing Arts: Initial License Fees: Proration</u> This bill would have required the Medical Board (Board), among other programs, to prorate their initial fees for licensure of physicians on a monthly basis. For an initial license that expires in less than 12 months, the Board would have had the authority to charge an additional fee to ensure reasonable costs of issuing licenses are covered.	Held Senate Committee on Appropriations
AB 1838 Bonilla	<u>Healing Arts: Medical School Accreditation</u> This bill allows graduates of accelerated and competency-based medical school programs to be eligible for licensure in California, if the program is accredited by the Liaison Committee on Medical Education, the Committee on Accreditation of Canadian Medical Schools, or the Commission on Osteopathic College Accreditation.	Enacted Chapter 143
AB 1841 Mullin	<u>Medical Assistants</u> This bill allows medical assistants to provide patients pre-labeled, pre-packaged medication (that is not a controlled substance) after that patient has been seen by their physician or clinician, who has provided a diagnosis, discussed treatment options, educated the patient about the medication, and finally, selected and packaged the medication. This bill applies to clinics where physicians may prescribe, or physician assistants, nurse practitioners, or certified nurse midwives may furnish medication, except state facilities.	Enacted Chapter 333
AB 1868 Gomez	<u>Medi-Cal: Optional Benefits: Podiatric Medicine</u> This bill would have reinstated Medi-Cal coverage of medical and surgical services provided by a doctor of podiatric medicine within his or her scope of practice that, if provided by a physician, would be considered physician services.	Held Senate Committee on Appropriations
AB 1886 Eggman	<u>Medical Board of California</u> This bill repeals existing law regarding Medical Board requirements for Internet disclosures of licensee information to the public and recasts them in a new section. This bill also requires specific licensee information to be posted on the Board's website indefinitely.	Enacted Chapter 285

MEDICAL

AB 1894 Ammiano	<u>Medical Cannabis</u> This bill would have enacted the Medical Cannabis Regulation and Control Act, established the Division of Medical Cannabis Regulation and Enforcement within the Department of Alcoholic Beverage Control, created the Medical Cannabis Regulation Fund, and, among other things, specified that a physician recommending marijuana to patients without a good faith examination and medical reason would constitute unprofessional conduct.	Held Assembly Floor
AB 2059 Muratsuchi	<u>Medical Records: Electronic Delivery</u> This bill would have required a health care provider to provide an electronic copy of an electronic medical record or electronic health record upon request if the medical record exists in digital or electronic format and the medical record can be delivered electronically, and would have authorized a health care provider that provides electronic copies of medical records to charge 25 cents per page, not to exceed \$125, and a processing fee not to exceed \$30.	Held Senate Floor
AB 2139 Eggman	<u>End-of-Life Care: Patient Notification</u> This bill requires health care providers who diagnose a patient as terminally ill to notify the patient of her or his right to comprehensive information and counseling regarding legal end-of-life options, and specifies that this requirement shall not be construed to interfere with the clinical judgment of the health care provider in recommending a course of treatment to the patient.	Enacted Chapter 568
AB 2214 Fox	<u>Emergency Room Physicians and Surgeons: Continuing Medical Education: Geriatric Care</u> This bill renames the continuing medical education statute the Delores H. Fox Act and requires the Medical Board to consider, when determining continuing education requirements, including a course in geriatric care for emergency room physicians.	Enacted Chapter 422
AB 2336 Grove	<u>Abortion: Gender Selection</u> This bill would have prohibited a qualified health care professional from performing or attempting to perform an abortion with the knowledge that the pregnant woman was seeking the abortion because of the gender of the fetus.	Held Assembly Committee on Health
AB 2346 Gonzalez	<u>Physician and Surgeon Assistance Program</u> This bill would have authorized the Medical Board to establish a voluntary and confidential program to aid physicians suffering from substance abuse, mental health conditions, or other issues, and specified the program be modeled after the State Bar's Lawyer Assistance Program. This bill also would have authorized the Medical Board to charge an administrative fee to support the program, and required the program participants to pay all expenses relating to their treatment and recovery.	Held Assembly Committee on Appropriations

MEDICAL

AB 2458 Bonilla	<u>Medical Residency Training Program Grants</u> This bill would have created the Graduate Medical Education Fund within the State Treasury; allocated \$25 million in 2014-15 upon appropriation by the Legislature; required the Office of Statewide Health Planning and Development in consultation with the California Healthcare Workforce Policy Commission to develop criteria for fund distribution; and, specified fund use.	Held Assembly Committee on Appropriations
SB 500 Lieu	<u>Medical Practice: Pain Management</u> This bill would have required the Medical Board to update prescriber standards for controlled substances by July 1, 2015; convene a task force to develop and recommend updated standards; and, update those standards every five years. <i>This bill was subsequently amended to address a topic unrelated to the Department of Consumer Affairs.</i>	Held Assembly Committee on Rules
SB 973 Hernandez	<u>Narcotic Treatment Programs</u> This bill extends the ability for a disabled person to receive take-home doses from her or his physician; requires narcotic treatment programs to maintain an individual record of each patient; and, allows a medical director to determine whether or not to dilute take-home doses of controlled substances.	Enacted Chapter 484
SB 993 Mitchell	<u>Healing Arts: Dietitians</u> This bill allows registered dietetic technicians to satisfy academic requirements by earning a baccalaureate or higher degree from an accredited college or university, or meet minimum practice requirements; allows registered dietitians to prescribe nutritional treatments to patients in a licensed facility; and, allows registered dietitians to modify treatments when necessary.	Enacted Chapter 622
SB 1083 Pavley	<u>Physician Assistants: Disability Certifications</u> This bill, on or before January 1, 2017, allows a physician assistant, under the supervision of a physician, to certify disability after performance of a physical exam by their supervising physician; expands the Unemployment Insurance Code definition of "practitioner" to include physician assistants; and, requires implementation costs to be appropriated from the Unemployment Compensation Disability Fund.	Enacted Chapter 438
SB 1116 Torres	<u>Physicians and Surgeons</u> This bill authorizes a voluntary contribution for physicians and osteopathic physicians to be paid to the Steven M. Thomson Physician Corps Loan Repayment Program during initial licensure application and renewals, and requires the Medical Board and the Osteopathic Medical Board to develop a mechanism for collecting voluntary contributions by July 1, 2015.	Enacted Chapter 439

MEDICAL

SB 1159 Lara	<u>Professions and Vocations: License Applicants: Federal Tax Identification Number</u> This bill removes U.S. citizenship as condition for graduates of foreign institutions to be eligible to: 1) obtain a certificate to practice as a physician; 2) participate in professional activities associated with appointment as a “visiting fellow” at an approved California medical school; 3) participate in a fellowship program in a specialty or subspecialty field in a hospital or clinic setting for medically underserved populations; and 4) be appointed as full-time faculty by an approved California medical school.	Enacted Chapter 752
SB 1215 Hernandez	<u>Healing Arts Licensees: Referrals</u> This bill would have applied the physician self-referral prohibition to advanced imaging, anatomic pathology, radiation therapy, or physical therapy for patients within a licensee’s office, or the office of a group practice that is compensated on a fee-for-service basis, and defined “advanced imaging.”	Held Senate Committee on Business, Professions, and Economic Development
SB 1262 Correa	<u>Medical Marijuana</u> This bill would have established the Bureau of Medical Marijuana Regulation within the Department of Consumer Affairs to license medical marijuana dispensing facilities, transporters, and cultivation sites, if local jurisdictions determined they would be permitted within their borders; required the Medical Board to develop and adopt medical guidelines; and imposed tighter standards on physicians who prescribe medical marijuana.	Held Assembly Committee on Appropriations
SB 1466 Committee on Business, Professions and Economic Development	<u>Health Care Professionals</u> This bill adds the American Osteopathic Association’s Healthcare Facilities Accreditation Program as an approved accreditation agency for hospitals offering accredited postgraduate training programs. This bill also requires a physician who performs any medical procedure outside of a general acute care hospital that results in a death to report the occurrence to the Medical Board within 15 days.	Enacted Chapter 316

NATUROPATHIC MEDICINE

SB 1159 Lara	<u>Professions and Vocations: License Applicants: Federal Tax Identification Number</u> This bill removes U.S. citizenship as condition for registration to practice naturopathic medicine for those who are not licensed as a doctor of naturopathic medicine, but are offered a faculty position by a naturopathic medical education program approved by the Naturopathic Medicine Committee.	Enacted Chapter 752
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OCCUPATIONAL THERAPY

AB 1758 Patterson	<u>Healing Arts: Initial License Fees: Proration</u> This bill would have required the Board of Occupational Therapy (Board), among other programs, to prorate their initial fees for licensure of occupational therapists on a monthly basis. For an initial license that expires in less than 12 months, the Board would have had the authority to charge an additional fee to ensure reasonable costs of issuing licenses are covered.	Held Senate Committee on Appropriations
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OPTOMETRY

SB 492 Hernandez	<u>Optometrist: Practice: Licensure</u> This bill would have expanded the scope of practice of optometrists by creating an advanced practice certification that included certain surgical procedures, authorizing the administration of certain vaccines, and broadening the statutory language authorizing the use and prescription of pharmaceuticals.	Held Assembly Floor
SB 870 Committee on Budget and Fiscal Review	<u>Health</u> This bill, among numerous health related budget trailer provisions, directs the Department of Health Care Services to establish a pilot program that will provide vision care services to Medi-Cal enrolled students of Los Angeles County school districts through the use of mobile vision service providers.	Enacted Chapter 40

OSTEOPATHIC MEDICINE

AB 496 Gordon	<u>Medicine: Continuing Medical Education: Sexual Orientation, Gender Identity, and Gender Expression</u> This bill authorizes continuing medical education accrediting associations to update compliance standards for physician cultural and linguistic competency and expands the scope of cultural competency in physician continuing education to include pertinent information on the appropriate care and treatment of lesbian, gay, bisexual, transgender and intersex communities.	Enacted Chapter 630
AB 1310 Bonta	<u>Medi-Cal: Telehealth</u> This bill would have required health care providers located outside of California to have met, by July 1, 2015, several conditions for enrolling in Medi-Cal for the purpose of providing telehealth services to Medi-Cal beneficiaries.	Held Senate Committee on Health

OSTEOPATHIC MEDICINE

AB 1758 Patterson	<u>Healing Arts: License Renewal Fees</u> This bill would have required the Osteopathic Medical Board (Board), among other programs, to prorate the first renewal fee for osteopathic physicians' certificates on a monthly basis. <i>This bill was subsequently renamed and amended to remove any impact to the Board.</i>	Held Senate Committee on Appropriations
AB 1838 Bonilla	<u>Healing Arts: Medical School Accreditation</u> This bill allows graduates of accelerated and competency-based medical school programs to be eligible for licensure in California, if the program is accredited by the Liaison Committee on Medical Education, the Committee on Accreditation of Canadian Medical Schools, or the Commission on Osteopathic College Accreditation.	Enacted Chapter 143
AB 1841 Mullin	<u>Medical Assistants</u> This bill allows medical assistants to provide patients pre-labeled, pre-packaged medication (that is not a controlled substance) after that patient has been seen by their physician or clinician, who has provided a diagnosis, discussed treatment options, educated the patient about the medication, and finally, selected and packaged the medication. This bill applies to clinics where physicians may prescribe, or physician assistants, nurse practitioners, or certified nurse midwives may furnish medication, except state facilities.	Enacted Chapter 333
SB 500 Lieu	<u>Medical Practice: Pain Management</u> This bill would have required the Medical Board to update prescriber standards for controlled substances by July 1, 2015; convene a task force to develop and recommend updated standards; authorize the Medical Board to consult with the Osteopathic Medical Board and a doctor of osteopathic medicine; and, update prescriber standards every five years. <i>This bill was subsequently amended to address a topic unrelated to the Department of Consumer Affairs.</i>	Held Assembly Committee on Rules
SB 1116 Torres	<u>Physicians and Surgeons</u> This bill authorizes a voluntary contribution for physicians and osteopathic physicians to be paid to the Steven M. Thomson Physician Corps Loan Repayment Program during initial licensure application and renewals, and requires the Medical Board and the Osteopathic Medical Board to develop a mechanism for collecting voluntary contributions by July 1, 2015.	Enacted Chapter 439

PHARMACY

AB 467 Stone	<u>Prescription Drugs: Collection and Distribution Program</u> This bill requires surplus medication collection and distribution business, as defined, to be licensed by the California State Board of Pharmacy, thereby making the business subject to the licensing and enforcement standards of the Board. This bill establishes a fee of \$300 to obtain or renew the license. This bill also requires the licensee to keep and maintain three years of complete records detailing the donations and transfers of medications between participating entities. <i>This bill contained an urgency clause that made the bill effective immediately after chaptering</i>	Enacted Chapter 10
AB 1535 Bloom	<u>Pharmacists: Naloxone Hydrochloride</u> This bill allows pharmacists to more widely distribute naloxone hydrochloride (naloxone) following the establishment of standardized protocols developed by the California State Board of Pharmacy and the Medical Board of California, in conjunction with appropriate entities. This bill also requires pharmacists to complete a training program after the protocols have been implemented.	Enacted Chapter 326
AB 1588 Conway	<u>Marijuana</u> This bill would have established maximum fine of \$10,000 for cultivating, harvesting, or processing marijuana within a 1,000 foot radius of a school.	Held Assembly Committee on Public Safety
AB 1727 Rodriguez	<u>Prescription Drugs: Collection and Distribution Program</u> This bill restricts the distribution of any medication by a surplus medication collection and distribution business that is subject to a Risk Evaluation and Mitigation Strategy and licensed by the California State Board of Pharmacy. A Strategy is mandated by the U.S. Food and Drug Administration and is intended to ensure that manufacturers advise patients of the potential risks and benefits of a drug. This bill safeguards the redistribution of surplus medications by removing any medications that may require specific oversight by a physician.	Enacted Chapter 155
AB 1735 Hall	<u>Nitrous Oxide: Dispensing and Distributing</u> This bill establishes that anyone who knowingly sells or distributes nitrous oxide for purposes other than professional use is guilty of a misdemeanor. Additionally, any person who sells nitrous oxide must keep a record of the sales transaction that must be made available to the California State Board of Pharmacy upon request.	Enacted Chapter 458
AB 1743 Ting	<u>Hypodermic Needles and Syringes</u> This bill removes the limit on the number of syringes a pharmacy has the discretion to sell to an adult without a prescription, clarifies that the pharmacy must counsel consumers on the safe disposal of hypodermic needles and syringes, and extends the authorization to furnish syringes without a prescription to January 1, 2021.	Enacted Chapter 331

PHARMACY

AB 2131 Morrell	<u>Pharmacy Licenses: Letters Of Reprimand</u> This bill would have authorized the Executive Officer of the California State Board of Pharmacy to concurrently issue a license and a public letter of reprimand when an applicant has committed minor violations the Executive Officer deems insufficient for denial of a license or probationary status. <i>The author of this bill was elected to the Senate and the content of this bill became SB 960.</i>	Held Senate Committee on Business, Professions, and Economic Development Committee
AB 2605 Bonilla	<u>Pharmacy: Third-Party Logistics Providers</u> This bill revises the definitions of “third-party logistics provider” and “reverse third-party logistics provider,” requires them to be licensed by the California State Board of Pharmacy as a third-party logistics provider, and sets corresponding fees. This bill also requires any person who ships, sells, mails, or delivers dangerous drugs or devices into this state, or sells, brokers, or distributes dangerous drugs, or devices within this state, to be licensed as either a nonresident wholesaler or a nonresident third-party logistics provider.	Enacted Chapter 507
SB 204 Corbett	<u>Prescription Drugs: Labeling</u> This bill would have required the California State Board of Pharmacy to conduct a survey of a representative sample of licensed pharmacists to determine how often pharmacists follow statutory mandates for the labeling of prescription drugs. This bill also would have required the Board to conduct a concurrent survey to determine the same utilization of labeling standards by vendors that provide electronic health records. The Board would have been required to report the survey findings at its July 2016 board meeting and publish the findings on their web site.	Vetoed
SB 506 Hill	<u>Ephedrine: Retail Sale</u> This bill would have established a centralized electronic real-time reporting system for California pharmacies to report the sale of products that contain pseudoephedrine, a common ingredient used to manufacture methamphetamine. This bill also would have aligned California law with federal law by limiting the amount of pseudoephedrine an individual can purchase in a single transaction. The centralized reporting system would have been administered by the California Department of Justice following the execution of a memorandum of understanding between the Department of Justice and the National Association of Drug Diversion Investigators for reimbursement of expenses. <i>This bill was gutted and amended to address a topic unrelated to the Department of Consumer Affairs.</i>	Held Assembly Committee on Transportation

PHARMACY

SB 600 Lieu	<u>Drugs</u> This is a technical clean-up bill that removes all statutory references to the California State Board of Pharmacy's electronic pedigree system. Federal law was established in 2013 that superseded the Board's statutory mandate to create an "e-pedigree" system in California, thus rendering the current mandates obsolete.	Enacted Chapter 492
SB 960 Morrell	<u>Pharmacy</u> This bill authorizes the Executive Officer of the California State Board of Pharmacy to concurrently issue a license and a public letter of admonishment when an applicant has committed minor violations the Executive Officer deems insufficient for denial or probation.	Enacted Chapter 247
SB 1014 Jackson	<u>Pharmaceutical Waste: Home Generated: Collection</u> This bill would have established the Home-Generated Pharmaceutical Waste Collection and Disposal Act (Act) and required the Department of Resources Recycling and Recovery and the California State Board of Pharmacy, on or before January 1, 2016, to jointly develop regulations to authorize a participant to establish a program to collect and properly dispose of home-generated pharmaceutical waste.	Held Assembly Committee on Appropriations
SB 1039 Hernandez	<u>Pharmacy</u> This bill authorizes pharmacy technicians to perform emergency supply packaging and sealing for hospitals and hospital supply inspections, while under the direct supervision of a pharmacist and authorizes pharmacists to order patient assessments. This bill is a follow up to SB 493 (Hernandez, Chapter 469, Statutes of 2013), which established an "advanced practice" pharmacist license.	Enacted Chapter 319
SB 1466 Committee on Business, Professions and Economic Development	<u>Health Care Professionals</u> This bill requires a designated representative in a wholesaler or veterinary food-animal drug retailer to be at least 18 years of age. This bill also revises the definition of a correctional pharmacy to mean a pharmacy licensed by the Board of Pharmacy that is located within a correctional facility, regardless of whether the facility is a state or local correctional facility.	Enacted Chapter 316

PHYSICAL THERAPY

AB 1758 Patterson	<u>Healing Arts: Initial License Fees: Proration</u> This bill would have required the Physical Therapy Board (Board), among other programs, to prorate their initial fees for licensure of physical therapists on a monthly basis. For an initial license that expires in less than 12 months, the Board would have had the authority to charge an additional fee to ensure reasonable costs of issuing licenses are covered.	Held Senate Committee on Appropriations
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PHYSICIAN ASSISTANTS

AB 1758 Patterson	<u>Healing Arts: License Renewal Fees</u> This bill would have required the Physician Assistant Board (Board), among other programs, to prorate the first renewal fee for physician assistants on a monthly basis. <i>This bill was subsequently renamed and amended to remove any impact to the Board.</i>	Held Senate Committee on Appropriations
AB 1841 Mullin	<u>Medical Assistants</u> This bill allows medical assistants to provide patients pre-labeled, pre-packaged medication (that is not a controlled substance) after that patient has been seen by their physician or clinician, who has provided a diagnosis, discussed treatment options, educated the patient about the medication, and finally, selected and packaged the medication. This bill applies to clinics where physicians may prescribe, or physician assistants, nurse practitioners, or certified nurse midwives may furnish medication, except state facilities.	Enacted Chapter 333
AB 2102 Ting	<u>Licensees: Data Collection</u> This bill requires the Physician Assistant Board to collect specific demographic data on their licensees and provide that data to the Office of Statewide Health Planning and Development in a manner directed by the Office.	Enacted Chapter 420
AB 2139 Eggman	<u>End-of-Life Care: Patient Notification</u> This bill requires health care providers who diagnose a patient as terminally ill to notify the patient of her or his right to comprehensive information and counseling regarding legal end-of-life options, and specifies that this requirement shall not be construed to interfere with the clinical judgment of the health care provider in recommending a course of treatment to the patient.	Enacted Chapter 568
SB 500 Lieu	<u>Medical Practice: Pain Management</u> This bill would have required the Medical Board to update prescriber standards for controlled substances by July 1, 2015; convene a task force to develop and recommend updated standards; authorize the task force to consult with a physician assistant; and, update prescribing standards every five years. <i>This bill was subsequently amended to address a topic unrelated to the Department of Consumer Affairs.</i>	Held Assembly Committee on Rules
SB 1083 Pavley	<u>Physician Assistants: Disability Certifications</u> This bill, on or before January 1, 2017, allows a physician assistant, under the supervision of a physician, to certify disability after performance of a physical exam by their supervising physician; expands the Unemployment Insurance Code definition of "practitioner" to include physician assistants; and, require implementation costs to be appropriated from the Unemployment Compensation Disability Fund.	Enacted Chapter 438

PODIATRIC MEDICINE

AB 1868 Gomez	<u>Medi-Cal: Optional Benefits: Podiatric Medicine</u> This bill would have reinstated Medi-Cal coverage of medical and surgical services provided by a doctor of podiatric medicine within her or his scope of practice that, if provided by a physician, would be considered physician services.	Held Senate Committee on Appropriations
AB 2059 Muratsuchi	<u>Medical Records: Electronic Delivery</u> This bill would have required a health care provider to provide an electronic copy of an electronic medical record or electronic health record upon request if the medical record exists in digital or electronic format and the medical record can be delivered electronically, and would have authorized a health care provider that provides electronic copies of medical records to charge 25 cents per page, not to exceed one hundred twenty-five dollars, and a processing fee not to exceed 30 dollars.	Held Senate Floor
SB 500 Lieu	<u>Medical Practice: Pain Management</u> This bill would have required the Medical Board to update prescriber standards for controlled substances by July 1, 2015; convene a task force to develop and recommend updated standards; and, update those standards every five years. <i>This bill was subsequently amended to address a topic unrelated to the Department of Consumer Affairs.</i>	Held Assembly Committee on Rules

PRIVATE POSTSECONDARY EDUCATION

AB 330 Chau	<u>Student Financial Aid: Information</u> This bill would have required the California Student Aid Commission and the Bureau for Private Postsecondary Education to post specified links on their website to data relating to college affordability.	Held Senate Floor
AB 834 Williams	<u>Private Postsecondary Education: School Performance Fact Sheets</u> This bill creates an alternate process for American Bar Association accredited law schools to complete the Bureau for Private Postsecondary Education's School Performance Fact Sheet. <i>This bill contained an urgency clause that made the bill effective immediately after chaptering.</i>	Enacted Chapter 176
AB 1927 Frazier	<u>Student Financial Aid: Debit Cards</u> This bill would have made Cal Grant eligibility for the Board of Governors of the California Community Colleges, the Trustees of the California State University, the Regents of the University of California, and the governing bodies of accredited private nonprofit and for-profit colleges and postsecondary education institutions contingent upon implementation of negotiating policies for contracting with financial institutions to disburse student financial aid awards and refunds and sets specified standards that these policies must meet.	Vetoed

PRIVATE POSTSECONDARY EDUCATION

AB 2099 Frazier	<p><u>Postsecondary Education: Title 38 Awards</u></p> <p>This bill stipulates new Title 38 veterans' funding eligibility standards for postsecondary institutions in California. All institutions must provide license examination passage rates to students and institutions that offer degrees must have institutional and programmatic accreditation. In addition, all postsecondary institutions must be one of the following in order to be Title 38 eligible: a public school, a not-for-profit school, have approval to operate from the Bureau for Private Postsecondary Education, or be regionally accredited.</p>	Enacted Chapter 676
SB 845 Correa	<p><u>Postsecondary Education: Electronic Disbursement of Student Financial Aid</u></p> <p>This bill requires the Board of Governors of the California Community Colleges and Trustees of the California State University, and requests the Regents of the University of California and governing bodies of accredited private postsecondary educational institutions, to develop model contracts to be used when negotiating with financial institutions to disburse student financial aid awards and refunds.</p>	Enacted Chapter 120
SB 1069 Torres	<p><u>Student Tuition Recovery Fund: Claims</u></p> <p>This bill would have allowed students attending Bureau for Private Postsecondary Education approved institutions that close to recover lost Cal Grant and Pell Grant funds from the Student Tuition Recovery Fund. This bill also would have required Cal Grant Fund re-payments to be paid to the California Student Aid Commission.</p>	Held Senate Committee on Rules
SB 1247 Lieu	<p><u>Private Postsecondary Education: California Private Postsecondary Education Act of 2009</u></p> <p>This bill amends the California Private Postsecondary Education Act of 2009 (Act): 1) requiring Bureau for Private Postsecondary Education (Bureau) approval in order for for-profit schools to be Title 38 veterans' funding eligible; 2) requiring accreditation for degree-granting institutions; 3) mandating a number of legislative reports; 4) making substantive changes to the makeup and function of the advisory committee; 5) changing statutory eligibility requirements for the Student Tuition Recovery Fund; 6) mandating one announced and one unannounced compliance inspection for institutions every five years instead of two years; 7) establishing statutory criteria for prioritizing complaint processing; 8) making numerous necessary technical and clarifying updates to the Act; and 9) setting the sunset date of the Bureau at January 1, 2017.</p>	Enacted Chapter 840

PROFESSIONAL FIDUCIARIES

AB 1859 Maienschein	<u>Professional Fiduciaries: Professional Corporations</u> This bill would have authorized the formation of licensed professional fiduciary corporations pursuant to the Moscone-Knox Professional Corporation Act and the Professional Fiduciaries Act. This bill also would have: 1) required a licensed professional fiduciary corporation to register with the Professional Fiduciaries Bureau and pay registration and renewal fees; 2) required each officer, director, shareholder, or employee who renders services as a licensed professional fiduciary to be a licensed professional fiduciary; 3) required that a professional fiduciary corporation and its licensed employees maintain insurance for claims against the corporation or licensee for professional services rendered; 4) allowed a court to appoint a licensed professional fiduciary corporation as a guardian or conservator, personal representative, or trustee; and 5) authorized the Professional Fiduciaries Bureau to adopt regulations to implement this bill.	Held Senate Committee on Judiciary
AB 2024 Bonilla	<u>Professional Fiduciaries</u> This bill authorizes the Professional Fiduciaries Bureau to: 1) designate a license as retired or canceled; 2) cancel a license that is not renewed within three years following expiration; 3) reinstate a license from retired to active upon request of a licensee; and 4) set fees to designate a license as retired, inactive, or to reinstate a license to active from retired or inactive. Additionally, this bill specifies that the Bureau has jurisdiction over a license that is retired, inactive, cancelled, suspended, or otherwise restricted.	Enacted Chapter 336
AB 2741 Bonilla	<u>Professional Fiduciaries Bureau</u> This bill extends the Professional Fiduciaries Bureau's sunset date from January 1, 2015, to January 1, 2019.	Enacted Chapter 344
SB 1159 Lara	<u>Professions and Vocations: License Applicants: Federal Tax Identification Number</u> This bill removes U.S. citizenship as a condition of licensure as a Professional Fiduciary.	Enacted Chapter 752

PSYCHOLOGY

AB 1758 Patterson	<u>Healing Arts: Initial License Fees: Proration</u> This bill would have required the Board of Psychology (Board), among other programs, to prorate their initial fees for licensure of psychologists on a monthly basis. For an initial license that expires in less than 12 months, the Board would have had the authority to charge an additional fee to ensure reasonable costs of issuing licenses are covered.	Held Senate Committee on Appropriations
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PSYCHOLOGY

AB 1843 Jones	<u>Child Custody Evaluations: Confidentiality</u> This bill gives a licensing entity of a child custody evaluator the ability to access a child custody report in order to investigate alleged unprofessional conduct of one of its licensees related to a child custody evaluation. This bill also requires the licensing entity to ensure the confidentiality of the information contained in the child custody report.	Enacted Chapter 283
AB 2198 Levine	<u>Mental Health Professionals: Suicide Prevention Training</u> This bill would have required psychologists, educational psychologists, marriage and family therapists, professional clinical counselors, and clinical social workers who begin graduate study on or after January 1, 2016, to complete a training program in suicide assessment, treatment, and management prior to licensure. Additionally, this bill would have required an applicant or licensee in one of the aforementioned professions to take a six hour continuing education course in suicide assessment, treatment, and management as a condition of license renewal beginning January 1, 2016.	Vetoed
SB 1466 Committee on Business, Professions and Economic Development	<u>Health Care Professionals</u> This bill removes fictitious name permit provisions from the Board of Psychology's statutes. This bill also updates the Board of Psychology's physical and Internet addresses included on the "Notice to Consumers" that licensees must post in their business office. This bill also adds the Board of Psychology's email address to the "Notice to Consumers."	Enacted Chapter 316

<h2 style="text-align: center;">REGISTERED NURSING</h2>		
AB 2102 Ting	<u>Licensees: Data Collection</u> This bill requires the Board of Registered Nursing to collect specific demographic data on their licensees and provide that data to the Office of Statewide Health Planning and Development in a manner directed by the Office.	Enacted Chapter 420
AB 2183 Bocanegra	<u>Nursing</u> This bill would have required the Board of Registered Nursing (Board) to develop criteria for applicants seeking licensure through alternative pathways. In developing those criteria, this bill also would have required the Board to place an emphasis on prior licensed clinical experience. Finally, this bill would have required the Board to include in the criteria the amount of credit given for clinical or theoretical knowledge obtained through any professional experience, including military education or experience, and any education or experience obtained while licensed in any other health care field.	Held Assembly Committee on Appropriations

REAL ESTATE

AB 569 Chau	<u>Real Property: Divided Lands</u> This bill exempts specified housing developments from the election of directors for the homeowners' association if all residents are required to serve as directors. This bill also allows the sale or lease of individual interests in a stock cooperative or limited-equity housing corporation even when the property is held by a single mortgage, known as a blanket encumbrance. In addition, the bill expands the current exemptions from the public report process in the case of a cooperative if the financing involves a state or federally chartered credit union or certified community development financial institution.	Enacted Chapter 661
AB 1700 Medina	<u>Reverse Mortgages: Notifications</u> This bill prohibits lenders from accepting an application or assessing any fees for a reverse mortgage unless the lender provided the prospective applicant with the specified reverse mortgage worksheet guide and seven days have elapsed since the potential applicant received required counseling.	Enacted Chapter 854
AB 1730 Wagner	<u>Mortgage Loan Modification</u> This bill makes violators of mortgage loan modification laws subject to liability in a potential civil action brought by specified public prosecutors for each violation and sets the statute of limitations for these violations at four years. The bill also provides for a separate cause of action if these violations are against a senior citizen or disabled person.	Enacted Chapter 457
AB 1770 Dababneh	<u>Real Property Liens: Equity Lines of Credit: Suspend and Close</u> This bill creates a form to be used by borrowers in the case of a sale or refinance of their real property when there is a home equity line of credit open on that property. The form would instruct the lender to suspend all activity on that line of credit and close the account. The bill also instructs these lenders to close the accounts once they are settled and reconvey the property. This bill will take effect July 1, 2015, and sunsets on January 1, 2019.	Enacted Chapter 206
AB 2018 Bocanegra	<u>Real Estate Licensees: Fictitious Business Names</u> This bill allows a Bureau of Real Estate licensed broker to delegate the process of filing a fictitious business name to a licensed salesperson, thereby codifying existing practice. This bill also allows a salesperson to use a "team name" without filing for a fictitious business name if certain conditions are met.	Enacted Chapter 892

REAL ESTATE

AB 2039 Muratsuchi	<u>Real Property Sales: Auctions</u> This bill prohibits certain bids made at the auction of a home that are made solely to inflate the purchase price; this provision takes effect July 1, 2015. This bill also invalidates any provision of a contract between a lender or auction company hired by a lender and a homeowner that would require a homeowner to defend and compensate (indemnify) the lender or auction company for any liability resulting from the actions of the lender or auction company.	Enacted Chapter 893
AB 2169 Cooley	<u>Business and Professions</u> This bill would have made clarifications regarding an employee-employer relationship and independent contractor relationship for licensees of the Bureau of Real Estate.	Held Assembly Committee on Insurance
AB 2430 Maienschein	<u>Transfer Disclosures</u> This bill amends a common interest development buyer disclosure form by mandating the fees for each required document to be disclosed and specifying that fees for documents not listed in that disclosure form will be charged separately. Documents required to be included by the disclosure form will be paid by the seller. Documents from various parts of the sale will not be bundled together at one price, such as escrow documents, and all fees for documents will be itemized.	Enacted Chapter 185
AB 2540 Dababneh	<u>Real Estate Licenses</u> This bill requires Bureau of Real Estate (Bureau) licensees to provide the Bureau with an up-to-date mailing address, telephone number, and email address used for licensed activity and requires applicants for licensure to disclose valid contact information in the application. The bill does not require the Bureau to disclose this information publicly, but if the Bureau does, the information shall be presented in a way that discourages its use for commercial purposes.	Enacted Chapter 295
SB 1171 Hueso	<u>Real Property Transactions: Agents: Obligations</u> This bill defines the term "commercial real property" as it relates to the duties of a real estate agent to a prospective purchaser of real property. The addition of this definition to statute ensures that parties to a commercial real estate transaction, including sales and leases of real property, will receive a written disclosure if their agent works for both the buyer and seller or lessor and lessee, known as dual agency.	Enacted Chapter 200

REAL ESTATE APPRAISERS

AB 2742	<u>Business: Corporations and Financial Services</u>	Enacted
Committee on Banking and Finance	This bill makes technical corrections and updates cross-references in the Business and Professions Code, Civil Code, Corporations Code and Financial Code. These changes are clean-up amendments related to SB 664 (Committee on Banking and Financial Institutions, Chapter 243, Statutes of 2011) and revised federal regulations.	Chapter 64

RESPIRATORY CARE

AB 1972	<u>Respiratory Care Practitioners</u>	Enacted
Jones	This bill aligns licensure requirements to practice respiratory care in California with new nationally developed standards developed by the National Board for Respiratory Care, Inc., effective January 1, 2015.	Chapter 179
AB 2102	<u>Licensees: Data Collection</u>	Enacted
Ting	This bill requires the Respiratory Care Board to collect specific demographic data on their licensees and provide that data to the Office of Statewide Health Planning and Development in a manner directed by the Office.	Chapter 420

SECURITY & INVESTIGATIVE SERVICES

AB 759	<u>Alarm Companies</u>	Enacted
Daly	This bill exempts a person licensed, certified or registered by the Bureau of Security and Investigative Services under the Alarm Company Act from locksmith licensure requirements if the locksmithing work is performed in combination with the installation, maintenance, moving, repairing, replacing, servicing, or reconfiguration of an alarm system. Additionally, the exemption is limited to work on electronic locks or access control devices that are controlled by an alarm system. <i>This bill contained an urgency clause that made the bill effective immediately after chaptering.</i>	Chapter 14
AB 1608	<u>Private Investigators: Limited Liability Companies</u>	Enacted
Olsen	This bill allows a private investigator licensed by the Bureau of Security and Investigative Services to organize as a limited liability company. The limited liability company provisions in the bill have a sunset date of January 1, 2018, and require private investigator limited liability companies to have a minimum amount of liability insurance as a condition of licensure.	Chapter 669

SECURITY & INVESTIGATIVE SERVICES

AB 2220 Daly	<u>Private Security Services: Private Patrol Operators</u> This bill allows private patrol operators, licensed by the Bureau of Security and Investigative Services, to be the registered owners of firearms and to lend those firearms to security guards employed by the company. This bill creates a new process for the registration and lending of these firearms within the Department of Justice. This bill also revises mandatory insurance requirements for operators.	Enacted Chapter 423
AB 2503 Hagman	<u>Repossessors</u> This bill makes a number of non-controversial changes to the Collateral Recovery Act within the Business and Professions Code, as well as the Vehicle Code relating to repossession. This bill clarifies reporting requirements and fine authority of the Bureau of Security and Investigative Services.	Enacted Chapter 390
SB 1226 Correa	<u>Veterans: Professional Licensing</u> This bill permits a person registered by the Bureau of Security and Investigative Services and hired as a proprietary private security officer to submit a verification of military training in lieu of completing a course in security officer skills.	Enacted Chapter 657

SPEECH-LANGUAGE PATHOLOGY & AUDIOLOGY & HEARING AID DISPENSERS

AB 1758 Patterson	<u>Healing Arts: Initial License Fees: Proration</u> This bill would have required the Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board (Board), among other programs, to prorate their initial fees for licensure of hearing aid dispensers on a monthly basis. For an initial license that expires in less than 12 months, the Board would have had the authority to charge an additional fee to ensure reasonable costs of issuing licenses are covered.	Held Senate Committee on Appropriations
SB 1326 Roth	<u>Hearing Aids: Warranty: Work Order or Receipt</u> This bill amends the Song-Beverly Consumer Warranty Act to include warranty provisions specific to the sale and purchase of hearing aids. All new and used hearing aids sold are required to include a warranty stating that they can be returned within 45 days of the initial date of delivery to the buyer if the hearing aid is not initially fit to the buyer's needs. The bill also clarifies warranty terms for when the hearing aid has been returned for additional adjustment by the buyer and documentation requirements for the seller of the device for such situations.	Enacted Chapter 226

SPEECH-LANGUAGE PATHOLOGY & AUDIOLOGY & HEARING AID DISPENSERS

SB 1466 Committee on Business, Professions and Economic Development	<u>Health Care Professionals</u> This bill makes several changes related to the Speech-Language Pathology and Audiology and Hearing Aid Dispensers Board (Board): 1) requires a physician or audiologist employed by a hearing aid dispenser to be licensed to dispense hearing aids; 2) deletes the requirement of an applicant for licensure as a speech-language pathologist or audiologist to submit transcripts from a Board-approved educational institution as evidence of completion of specified coursework; and 3) increases the maximum number of clock hours of supervised clinical practice the Board may require for licensure as a speech-language pathologist or audiologist to 375.	Enacted Chapter 316
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STRUCTURAL PEST CONTROL

AB 1685 Williams	<u>Structural Pest Control Operators: Fees</u> This bill increases the maximum examination fee that the Structural Pest Control Board is authorized to collect from license applicants. It also allows structural pest control companies to provide a currently required notice of pesticide application to building owners and occupants via e-mail if an e-mail address is provided.	Enacted Chapter 304
SB 1244 Lieu	<u>Structural Pest Control Board</u> This bill extends the Structural Pest Control Board's sunset date from January 1, 2015, to January 1, 2019, and makes various non-substantive, clarifying changes throughout the statutes governing the regulation of structural pest control personnel.	Enacted Chapter 560
SB 1405 DeSaulnier	<u>Pesticides: Schoolsites</u> This bill modifies the Healthy Schools Act of 2000 to require schools to provide specified pest control information on their websites and report certain pesticide use to the Department of Pesticide Regulation. Additionally, the bill requires specific integrated pest management training by all personnel intending to apply pesticides at schools, but allows for such training to count toward the continuing education requirements of licensed pest control individuals.	Enacted Chapter 848

TELEPHONE MEDICAL ADVICE SERVICES

No bills were analyzed during the 2014 legislative session.

VETERINARY MEDICINE

AB 1758 Patterson	<u>Healing Arts: Initial License Fees: Proration</u> This bill would have required the Veterinary Medical Board (Board), among other programs, to prorate the initial fee for licensure of veterinarians and the initial fee for registration of veterinarian technicians, on a monthly basis. For an initial license or registration that expires in less than 12 months, the Board would have had the authority to charge an additional fee to ensure reasonable costs of issuing licenses are covered.	Held Senate Committee on Appropriations
SB 1243 Lieu	<u>Professions and Vocations</u> This bill extends the sunset date for the Veterinary Medical Board from 2016 to 2017.	Enacted Chapter 395
SB 1323 Lieu	<u>Specialized License Plates: Pet Lover's License Plate Program</u> This bill appropriates all monies collected in the specialized Pet Lover's License Plate Program to the Veterinary Medical Board, as of the operative date of this bill, for the purpose of funding grants for no- or low-cost animal spay and neuter services. <i>This bill contained an urgency clause that made the bill effective immediately after chaptering.</i>	Enacted Chapter 375

VOCATIONAL NURSES & PSYCHIATRIC TECHNICIANS

AB 2102 Ting	<u>Licensees: Data Collection</u> This bill requires the Board of Vocational Nursing and Psychiatric Technicians to collect specific demographic data on their licensees and provide that data to the Office of Statewide Health Planning and Development in a manner directed by the Office.	Enacted Chapter 420
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