

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: March 25, 2010
POSITION: Oppose
SPONSOR: Board of Behavioral Sciences

BILL NUMBER: AB 2191
AUTHOR: B. Emmerson

BILL SUMMARY: Healing Arts: Behavioral Sciences: Licensure

This bill would require the Board of Behavioral Sciences (BBS) to issue a retired license to professionals under specified circumstances.

FISCAL SUMMARY

By charging a one-time fee of \$40 for a retired license, as opposed to the current practice of charging an inactive fee ranging from \$40-\$75 every two years, this bill would result in reduced revenue to the BBS of approximately \$51,000 in 2010-11 and 2011-12 and \$121,000 annually thereafter.

COMMENTS

The Department of Finance opposes this bill because, by reducing the amount of revenue collected by the BBS, this bill would exacerbate the condition of the Behavioral Science Examiners Fund which is projected to have a negative fund balance in 2014-15.

Existing law authorizes the BBS to license and regulate Marriage and Family Therapists (MFT), Education Psychologists (EP), Licensed Clinical Social Workers (LCSW), and Professional Clinical Counselors (PCC). The BBS currently charges an inactive fee ranging from \$40-\$75 every two years (depending on license type).

Specifically, this bill would:

- Require BBS to issue a retired license to eligible MFTs, EPs, LCSWs, and PCCs that are active or capable of being renewed and are in good standing.
Prohibit the holder of a retired license from participating in any activities which require an active license.
Permit a retired license of no longer than five years to be restored to active status by having the professional pay the renewal fee, complete the required continuing education requirements, and pass a background check.
Allow a retired license to be restored to active status after five years by having the professional apply, pay the fee, pass the required exam, and passing the required examinations.
Cap the one-time retired license fee at \$40.

Analyst/Principal (0281)Jeff Carosone Date Assistant Program Budget Manager Nona Martinez Date

Department Deputy Director Date

Governor's Office: By: Date: Position Approved Position Disapproved

BILL ANALYSIS Form DF-43 (Rev 03/95 Buff)

**BILL ANALYSIS/ENROLLED BILL REPORT--(CONTINUED)**

**AUTHOR**

**AMENDMENT DATE**

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B. Emmerson

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AB 2191

According to the author's office, this bill would provide the same retired license requirements as those for California pharmacists, architects, professional engineers, and land surveyors.

Code/Department Agency or Revenue Type	SO	(Fiscal Impact by Fiscal Year)							Fund Code
	LA	(Dollars in Thousands)							
	CO	PROP							
	RV	98	FC	2009-2010	FC	2010-2011	FC	2011-2012	
1258/Renewal Fees	RV	No		--	U	-\$51,000	U	-\$51,000	0773
<u>Fund Code</u>	<u>Title</u>								
0773	Behavioral Science Examiners Fund								