

**DEPARTMENT OF FINANCE BILL ANALYSIS**

**AMENDMENT DATE:** June 22, 2010  
**POSITION:** Neutral

**BILL NUMBER:** SB 1172  
**AUTHOR:** G. Negrete McLeod

**BILL SUMMARY: Regulatory Boards: Diversion Programs**

This bill would require specified health boards of the Department of Consumer Affairs (DCA) to enforce a cease practice on licensees under specified circumstances.

**FISCAL SUMMARY**

The DCA indicates minor and absorbable costs to address the enforcement and oversight provisions of this bill.

**COMMENTS**

Existing law provides for the regulation of specified professions and vocations by various boards within the DCA. Under existing law, various diversion and recovery programs exist to identify and rehabilitate various licensed health professionals whose competency may be impaired due to alcohol or drug abuse as well as other conditions.

This bill would require specified Healing Arts Boards to cease practice of a licensed health professional who tests positive for any substance that is prohibited under the terms of the licensee's probation or diversion program or who commits a major violation under specified circumstances. This bill would also authorize those Healing Arts Boards to adopt regulations to order a licensee on probation or in a diversion program to cease practice for major violations and when the Board orders a licensee to undergo a clinical diagnostic evaluation pursuant to current law.

Code/Department Agency or Revenue Type	(Fiscal Impact by Fiscal Year)									Fund Code
	SO	PROP			FC			FC		
	LA	98	FC	2010-2011	FC	2011-2012	FC	2012-2013		
1110/ConAfr-ReqBd	SO	No		-----	No/Minor Fiscal Impact	-----			0280	
1110/ConAfr-ReqBd	SO	No		-----	No/Minor Fiscal Impact	-----			0380	
1110/ConAfr-ReqBd	SO	No		-----	No/Minor Fiscal Impact	-----			0759	
1110/ConAfr-ReqBd	SO	No		-----	No/Minor Fiscal Impact	-----			0767	
1110/ConAfr-ReqBd	SO	No		-----	No/Minor Fiscal Impact	-----			0773	
1110/ConAfr-ReqBd	SO	No		-----	No/Minor Fiscal Impact	-----			0777	

Fund Code	Title
0280	Physician Assistant Fund
0380	Dental Auxiliary Fund, State
0759	Physical Therapy Fund
0767	Pharmacy Board Contingent Fund
0773	Behavioral Science Examiners Fund
0777	Veterinary Medical Board Contingent Fund

Analyst/Principal (0281) J. Carosone	Date	Assistant Program Budget Manager Nona Martinez	Date
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Department Deputy Director	Date
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Governor's Office:	By:	Date:	Position Approved _____
			Position Disapproved _____

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

