

DEPARTMENT OF FINANCE BILL ANALYSIS

AMENDMENT DATE: Original
POSITION: Oppose

BILL NUMBER: SB 132
AUTHOR: J. Denham

BILL SUMMARY

This bill, an urgency measure, would require the Medical Board of California (Medical Board) to adopt regulations that establish qualifications for certified polysomnographic technologists (specialists for patients with sleep disorders), as specified, and would establish registration and renewal fees.

FISCAL SUMMARY

The Medical Board estimates a cost of \$135,000 in 2010-11 and \$58,000 ongoing to complete the regulations and implement the program (one ongoing position, one limited term position). There would also be a one-time cost of approximately \$47,000 in 2010-11 to provide programming changes to incorporate the registration program into the current information technology system.

This bill would establish an initial registration fee of \$100 and a biennial renewal fee of \$50. The Medical Board indicates that revenues generated as a result of the fees established in this bill will not be known until additional information is gathered regarding the potential number of statewide applicants.

This bill would authorize the Department of Justice (DOJ) to charge a fee sufficient to cover the cost of processing state and federal criminal history information. Therefore, any costs incurred by the DOJ would be recovered by fees remitted to the DOJ and deposited in the Fingerprint Fees Account.

COMMENTS

The Department of Finance is opposed to this bill because the revenues from the proposed license fees will not fully support the licensure and regulation of polysomnographic technologists. In addition, based on a review of the need for regulation of polysomnographic technologists, approximately 30 percent of the practitioners in this area are currently licensed by the Respiratory Care Board while only 5 percent are licensed by other health-related boards such as the Medical Board of California.

This bill is intended to address the growing practice of diagnosing and treating sleep disorders. Currently, licensed physicians specialize in sleep medicine and utilize training technicians to assist them. In addition, licensees of the Respiratory Care Board also provide treatment for sleep-related respiratory disturbances such as those associated with obstructive sleep apnea.

Analyst/Principal Date Program Budget Manager Date
(0240) K. Shelton Todd Jerue

Department Deputy Director Date

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

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

J. Denham

Original

SB 132

This bill:

- Requires the Board to adopt regulations within one year after the effective date of this measure to establish the qualifications to register as a certified polysomnographic technologist.
- Establishes a fee for registration and for renewal. Fees are to be remitted to the Contingent Fund of the Medical Board for the administration of the registration program.
- Specifies under what circumstances registration may be denied, suspended, revoked or the registrant subject to discipline.
- Specifies that licensees of the Respiratory Care Board are not subject to licensure by the Medical Board.
- Requires the submission of fingerprints to the DOJ to ensure criminal record clearance is achieved.

Code/Department Agency or Revenue Type	(Fiscal Impact by Fiscal Year)									Fund Code
	SO	LA	(Dollars in Thousands)							
	CO	PROP								
	RV	98	FC	2008-2009	FC	2009-2010	FC	2010-2011		
1110/ConAfr-ReqBd	SO	No		--		--	C	\$182		0758
1256/Othr Reg Fee	RV	No		--		--	U	\$100		0758
<u>Fund Code</u>	<u>Title</u>									
0758	Contingent Fd of the Medical Board of CA									