



**EXECUTIVE MANAGEMENT COMMITTEE
SEPTEMBER 9, 2016**

**SUBJECT: DISCUSSION AND CONSIDERATION OF ISSUES RAISED BY SB 1039
AND AB 2193 AND POSSIBLE OPTIONS AVAILABLE TO THE BOARD**

ACTION: RECEIVE AND FILE

5F

RECOMMENDATION

Committee Members:
John Cha, Chair
Michael Zapf

Consider and discuss the issues raised by SB 1039 and AB 2193 and the possible options available to the board.

ISSUE

SB 1039 removed BPM from the jurisdiction of the Medical Board of California. BPM responded by requesting that the status quo be maintained. AB 2193 extends BPM's existence until January 1, 2021. BPM has actively been involved with each of these bills and expects these issues to be revisited in the next legislative cycle.

DISCUSSION

The Board responded to SB 1039 by requesting that references to BPM be removed. All references have been removed. It is expected that this matter will be revisited during the Sunset Review of the Medical Board of California. AB 2193 will extend BPM until January 1, 2021. The Board could benefit by reviewing the impact of the issues surrounding SB 1039 and AB 2193.

NEXT STEPS

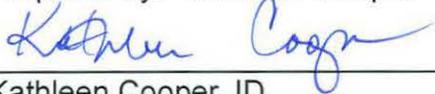
Until the legislative cycle is complete, BPM could discuss and consider alternatives in response to the underlying issues of SB 1039 and AB 2193. BPM will benefit by reviewing current and expected future developments as to the issues surrounding these bills.

ATTACHMENTS

- A. AB 2193 – Current Text
- B. SB 1039 – Current Text (Page 1 of 53)

See: http://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201520160SB1039

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California
LEGISLATIVE INFORMATION

AB-2193 California Board of Podiatric Medicine: Physician Assistant Board: extension.
(2015-2016)

ENROLLED AUGUST 25, 2016
PASSED IN SENATE AUGUST 19, 2016
PASSED IN ASSEMBLY AUGUST 24, 2016
AMENDED IN SENATE AUGUST 16, 2016
AMENDED IN ASSEMBLY APRIL 05, 2016

CALIFORNIA LEGISLATURE— 2015–2016 REGULAR SESSION

ASSEMBLY BILL

No. 2193

**Introduced by Assembly Member Salas
(Coauthor: Assembly Member Brough)
(Principal coauthor: Senator Hill)**

February 18, 2016

An act to amend Sections 2460, 2499, 3504, 3512, and 3520 of the Business and Professions Code, relating to professions and vocations.

LEGISLATIVE COUNSEL'S DIGEST

AB 2193, Salas. California Board of Podiatric Medicine: Physician Assistant Board: extension.

Existing law provides for the certification and regulation of podiatrists by the California Board of Podiatric Medicine within the jurisdiction of the Medical Board of California. Under existing law, provisions establishing the California Board of Podiatric Medicine will be repealed on January 1, 2017.

This bill would extend the operation of the California Board of Podiatric Medicine until January 1, 2021, and make nonsubstantive changes.

Existing law, the Physician Assistant Practice Act, provides for the licensure and regulation of physician assistants by the Physician Assistant Board, which is within the jurisdiction of the Medical Board of California, and authorizes the Physician Assistant Board, except as specified, to employ personnel necessary to carry out the provisions of that act, including an executive officer. Existing law repeals provisions establishing the Physician Assistant Board and the authorization for the board to employ personnel as of January 1, 2017. Existing law establishes the Physician Assistant Fund and authorizes all money in the fund to be used to carry out the provisions of the Physician Assistant Practice Act.

This bill would extend the operation of the Physician Assistant Board and the board's authority to employ personnel until January 1, 2021. The bill would instead authorize all money in the Physician Assistant Fund to be available, upon appropriation of the Legislature, to carry out the provisions of the act.

Vote: majority Appropriation: no Fiscal Committee: yes Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 2460 of the Business and Professions Code is amended to read:

2460. (a) There is created within the jurisdiction of the Medical Board of California the California Board of Podiatric Medicine.

(b) This section shall remain in effect only until January 1, 2021, and as of that date is repealed. Notwithstanding any other law, the repeal of this section renders the California Board of Podiatric Medicine subject to review by the appropriate policy committees of the Legislature.

SEC. 2. Section 2499 of the Business and Professions Code is amended to read:

2499. There is in the State Treasury the Board of Podiatric Medicine Fund. Notwithstanding Section 2445, the division shall report to the Controller at the beginning of each calendar month for the month preceding the amount and source of all revenue received by it on behalf of the board, pursuant to this chapter, and shall pay the entire amount thereof to the Treasurer for deposit into

the fund. All revenue received by the board and the division from fees authorized to be charged relating to the practice of podiatric medicine shall be deposited in the fund as provided in this section, and shall be available, upon appropriation of the Legislature, to carry out the provisions of this chapter relating to the regulation of the practice of podiatric medicine.

SEC. 3. Section 3504 of the Business and Professions Code is amended to read:

3504. There is established a Physician Assistant Board within the jurisdiction of the Medical Board of California. The board consists of nine members. This section shall remain in effect only until January 1, 2021, and as of that date is repealed. Notwithstanding any other law, the repeal of this section renders the board subject to review by the appropriate policy committees of the Legislature.

SEC. 4. Section 3512 of the Business and Professions Code is amended to read:

3512. (a) Except as provided in Sections 159.5 and 2020, the board shall employ within the limits of the Physician Assistant Fund all personnel necessary to carry out this chapter including an executive officer who shall be exempt from civil service. The Medical Board of California and board shall make all necessary expenditures to carry out this chapter from the funds established by Section 3520. The board may accept contributions to effect the purposes of this chapter.

(b) This section shall remain in effect only until January 1, 2021, and as of that date is repealed.

SEC. 5. Section 3520 of the Business and Professions Code is amended to read:

3520. Within 10 days after the beginning of each calendar month the Medical Board of California shall report to the Controller the amount and source of all collections made under this chapter and at the same time pay all those sums into the State Treasury, where they shall be credited to the Physician Assistant Fund, which fund is hereby created. All money in the fund shall be available, upon appropriation of the Legislature, to carry out the purpose of this chapter.



California
LEGISLATIVE INFORMATION

SB-1039 Professions and vocations. (2015-2016)

AMENDED IN ASSEMBLY AUGUST 25, 2016
AMENDED IN ASSEMBLY AUGUST 19, 2016
AMENDED IN ASSEMBLY AUGUST 01, 2016
AMENDED IN ASSEMBLY JUNE 30, 2016
AMENDED IN ASSEMBLY JUNE 22, 2016
AMENDED IN SENATE MAY 31, 2016
AMENDED IN SENATE APRIL 21, 2016
AMENDED IN SENATE APRIL 12, 2016
AMENDED IN SENATE APRIL 07, 2016

CALIFORNIA LEGISLATURE— 2015-2016 REGULAR SESSION

SENATE BILL

No. 1039

Introduced by Senator Hill

February 12, 2016

An act to amend Sections 655, 1944, 2733, ~~2746.51~~, 2786.5, 2811, 2811.5, 2815, 2815.5, 2816, 2830.7, 2836.3, 2838.2, 4128.2, 4830, 4999, 4999.2, 8516, and 8518 of, to amend, repeal, and add Sections 4400, 7137, and 7153.3 of, to add Sections 2746.53 and 3030 to, to repeal Sections 4999.1, 4999.3, 4999.4, and 4999.6 of, and to repeal and add