

**Introduced by Senator Greene**

February 19, 1998

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An act to amend Sections 2602, 2607.5, 3010, 3014.5, 3710, 3716, 4928, and 4934 of the Business and Professions Code, relating to regulatory boards and committees.

LEGISLATIVE COUNSEL'S DIGEST

SB 1980, as introduced, Greene. Regulatory boards and committees.

Existing law provides for the creation of the Physical Therapy Board of California, a State Board of Optometry, the Respiratory Care Board of California, and an Acupuncture Committee, and provides for the termination of the existence of these licensing and regulatory entities on July 1, 1999.

This bill would provide for the termination of the existence of these entities on unspecified dates and would make similar date changes in related provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 2602 of the Business and
- 2 Professions Code is amended to read:
- 3 2602. There is hereby created within the jurisdiction
- 4 of the Medical Board of California, a Physical Therapy
- 5 Board of California, hereinafter referred to as the board.
- 6 The board shall enforce and administer this chapter.

1 This section shall become inoperative on July 1, ~~1999~~  
2 ~~\_\_\_\_~~, and, as of January 1, ~~2000~~ ~~\_\_\_\_~~, is repealed,  
3 unless a later enacted statute, which becomes effective on  
4 or before January 1, ~~2000~~ ~~\_\_\_\_~~, deletes or extends the  
5 dates on which it becomes inoperative and is repealed.

6 SEC. 2. Section 2607.5 of the Business and Professions  
7 Code is amended to read:

8 2607.5. The board may appoint a person exempt from  
9 civil service who shall be designated as an executive  
10 officer and who shall exercise the powers and perform the  
11 duties delegated by the board and vested in him or her by  
12 this chapter.

13 This section shall become inoperative on July 1, ~~1999~~  
14 ~~\_\_\_\_~~, and, as of January 1, ~~2000~~ ~~\_\_\_\_~~, is repealed,  
15 unless a later enacted statute, which becomes effective on  
16 or before January 1, ~~2000~~ ~~\_\_\_\_~~, deletes or extends the  
17 dates on which it becomes inoperative and is repealed.

18 SEC. 3. Section 3010 of the Business and Professions  
19 Code is amended to read:

20 3010. There is in the Department of Consumer Affairs  
21 a State Board of Optometry in which the enforcement of  
22 this chapter is vested. The board consists of nine  
23 members, three of whom shall be public members.

24 Six members of the board shall constitute a quorum.

25 This section shall become inoperative on July 1, ~~1999~~  
26 ~~\_\_\_\_~~, and, as of January 1, ~~2000~~ ~~\_\_\_\_~~, is repealed,  
27 unless a later enacted statute, which becomes effective on  
28 or before January 1, ~~2000~~ ~~\_\_\_\_~~, deletes or extends the  
29 dates on which it becomes inoperative and is repealed.

30 SEC. 4. Section 3014.5 of the Business and Professions  
31 Code is amended to read:

32 3014.5. The board may appoint a person exempt from  
33 civil service who shall be designated as an executive  
34 officer and who shall exercise the powers and perform the  
35 duties delegated by the board and vested in him or her by  
36 this chapter.

37 This section shall become inoperative on July 1, ~~1999~~  
38 ~~\_\_\_\_~~, and, as of January 1, ~~2000~~ ~~\_\_\_\_~~, is repealed,  
39 unless a later enacted statute, which becomes effective on



1 or before January 1, ~~2000~~ \_\_\_\_, deletes or extends the  
2 dates on which it becomes inoperative and is repealed.

3 SEC. 5. Section 3710 of the Business and Professions  
4 Code is amended to read:

5 3710. There is hereby created within the jurisdiction  
6 of the Medical Board of California, the Respiratory Care  
7 Board of California, hereafter referred to as the board.  
8 The board shall enforce and administer this chapter.

9 This section shall become inoperative on July 1,  
10 ~~1999~~ \_\_\_\_, and, as of January 1, ~~2000~~ \_\_\_\_, is  
11 repealed, unless a later enacted statute, that becomes  
12 operative on or before January 1, ~~2000~~ \_\_\_\_, deletes  
13 or extends the dates on which it becomes inoperative and  
14 is repealed. The repeal of this section renders the  
15 Respiratory Care Board of California subject to the  
16 review required by Division 1.2 (commencing with  
17 Section 473).

18 SEC. 6. Section 3716 of the Business and Professions  
19 Code is amended to read:

20 3716. The board may employ an executive officer  
21 exempt from civil service and, subject to the provisions of  
22 law relating to civil service, clerical assistants and, except  
23 as provided in Section 159.5, other employees as it may  
24 deem necessary to carry out its powers and duties.

25 This section shall become inoperative on July 1, ~~1999~~  
26 \_\_\_\_, and, as of January 1, ~~2000~~ \_\_\_\_, is repealed,  
27 unless a later enacted statute, that becomes operative on  
28 or before January 1, ~~2000~~ \_\_\_\_, deletes or extends the  
29 dates on which it becomes inoperative and is repealed.  
30 The repeal of this section renders the Respiratory Care  
31 Board of California subject to the review required by  
32 Division 1.2 (commencing with Section 473).

33 SEC. 7. Section 4928 of the Business and Professions  
34 Code is amended to read:

35 4928. There is within the jurisdiction of the board an  
36 Acupuncture Committee which consists of 11 members.

37 This section shall become inoperative on July 1, ~~1999~~  
38 \_\_\_\_, and, as of January 1, ~~2000~~ \_\_\_\_, is repealed,  
39 unless a later enacted statute, which becomes effective on



1 or before January 1, ~~2000~~ \_\_\_\_, deletes or extends the  
2 dates on which it becomes inoperative and is repealed.

3 SEC. 8. Section 4934 of the Business and Professions  
4 Code is amended to read:

5 4934. The board shall employ personnel necessary for  
6 the administration of this chapter; however, the  
7 committee may appoint an executive officer who is  
8 exempt from the provisions of the Civil Service Act.

9 This section shall become inoperative on July 1, ~~1999~~  
10 \_\_\_\_, and, as of January 1, ~~2000~~ \_\_\_\_, is repealed,  
11 unless a later enacted statute, which becomes effective on  
12 or before January 1, ~~2000~~ \_\_\_\_, deletes or extends the  
13 dates on which it becomes inoperative and is repealed.

