

**All Assembly Bills
Referred to the Assembly Business and Professions Committee
During the 2003-04 Session of the California State Legislature**

AB 6 (Cohn) Public contracts: Department of Corrections: medical care services.

Prohibits the Department of General Services from authorizing the Department of Corrections to enter into contracts for medical care services without seeking competitive bids for the contract.

Last Action: Vetoed.

AB 14 (Jerome Horton) Public contracts: job order contracting.

Authorizes the Los Angeles Unified School District to engage in "job order contracting" as an alternative to traditional competitive bidding for smaller modernization and maintenance contracts.

Last Action: Chapter 889, Statutes of 2003.

AB 25 (Nunez) Foreign identifications.

Requires state agencies to accept as valid a photo identification card issued by a foreign nation to its citizens or nationals, subject to terms established by the California Department of Justice.

Last Action: Held on Senate floor.

AB 68 (Simitian) Online Privacy Protection Act of 2003.

Enacts the Online Privacy Protection Act of 2003, requiring disclosure of online privacy policies. Requires an operator of a commercial website or online service that collects personally identifiable information about individual consumers residing in California, who use or visit its commercial website or online service, to conspicuously post its privacy policy on its website. Also specifies requirements for the privacy policies posted on the websites.

Last Action: Chapter 829, Statutes of 2003.

AB 69 (Correa) Public works.

Corrects an erroneous code citation related to the lease of public land.

Last Action: Held in Senate Rules Committee.

AB 79 (Dutra) Written reports: preparation by public agencies.

Provides that a public agency shall not be required to prepare or submit an otherwise required written report to the Legislature, Governor, or any state legislative or executive body, unless specified conditions are met.

Last Action: Chapter 409, Statutes of 2004.

AB 95 (Dymally) Endowment care cemeteries: funding.

Increases the minimum amounts an endowment care cemetery is required to have deposited in its endowment care fund.

Last Action: Vetoed.

AB 103 (Reyes) Pharmaceutical marketing disclosure: gifts.

Requires pharmaceutical manufacturing companies to disclose information about gifts made to any person authorized to prescribe or dispense prescription drugs.

Last Action: Held on Assembly floor.

AB 116 (Nakano) Marriage and family therapists: telemedicine.

Clarifies that the Telemedicine Act of 1996 applies to marriage and family therapists so that they may deliver services using interactive audio, video, or data communications without direct contact with the patient. Also includes a similar provision for podiatrists, psychologists, licensed clinical social workers, and dentists.

Last Action: Chapter 20, Statutes of 2003.

AB 123 (Cohn) Professional corporations: dentists.

Expands the list of persons who may be shareholders, officers, directors, or professional employees of a dental corporation. Allows dental professionals and licensed physicians to incorporate together.

Last Action: Chapter 549, Statutes of 2003.

AB 126 (Campbell) Publicly funded advertisements.

Requires printed or broadcast advertisements paid for with at least \$250 of public funds by state agencies, bureaus, or departments, to include a legible disclaimer, in specified type or in a clearly audible tone of voice, indicating the source of the public funds used to pay for the advertisement.

Last Action: Held in Assembly Appropriations Committee.

AB 138 (Lowenthal) Physicians and surgeons: exemption for out-of-state physicians and surgeons traveling with a sports team.

Exempts sports team physicians licensed by another state or country from California's physician licensing requirements when the physician is providing care to a sports team, coaching staff, and families traveling with the team for a specific sporting event in California.

Last Action: Chapter 78, Statutes of 2003.

AB 146 (Kehoe) Petroleum sales practices.

Prohibits a petroleum provider from preventing brand-name gasoline franchisees from purchasing the same brand-name gasoline from other locations or vendors, and generally prohibits providers from selling gasoline to different franchisees at different wholesale prices.

Last Action: Held in Assembly Business and Professions Committee.

AB 170 (Reyes) Nursing: interim permits.

Allows an applicant for licensure renewal as a registered nurse who has failed the licensing examination to continue practicing nursing under an interim permit, if he or she applies for the next scheduled examination.

Last action: This bill was substantially amended and re-referred to the Assembly Local Government Committee to address an unrelated issue: air quality.

AB 186 (Correa) Optometric pharmaceutical samples.

Permits manufacturers, wholesalers and pharmacies to provide complementary samples of pharmaceuticals to optometrists. Consequently, optometrists will be able to give complementary samples of prescription drugs to their patients.

Last Action: Chapter 426, Statutes of 2003.

AB 193 (Cohn) State Auditor.

Requires the State Auditor to conduct three biennial performance audits of the state's information technology procurement and contracting practices. The first audit would commence on July 1, 2005 and would be reported to the Legislature and the Governor by March 31, 2006.

Last Action: Held in Assembly Appropriations Committee.

AB 202 (Corbett) Unweaned birds: sale.

Prohibits pet shops from possessing and selling unweaned birds unless specific conditions are met. Also prohibits vendors from selling unweaned birds at a swap meet or bird mart. Specifies that violators of the prohibitions will be subject to a civil penalty of up to \$1,000 per violation.

Last Action: Chapter 887, Statutes of 2003.

AB 224 (Kehoe) Roof covering materials.

Prohibits common interest development homeowner associations from requiring a homeowner to install or repair a roof in violation of existing Health and Safety Code provisions relating to very high fire hazard severity zones. Also requires the governing documents of a common interest development located within a very high fire severity zone to allow for at least one type of fire retardant roof covering material.

Last Action: Chapter 318, Statutes of 2004.

AB 229 (Pacheco) School district public project contracts.

Increases the threshold for requiring competitive bids for school districts' public contract expenditures from \$15,000 to \$50,000. Also requires the threshold limit to be adjusted to the California Construction Index compiled by the Department of General Services.

Last Action: Held in Assembly Business and Professions Committee.

AB 236 (Bermudez) Physicians and surgeons: sex offenders.

Prohibits any person from being licensed as a physician or surgeon under the Medical Practices Act who is required to register with law enforcement as a sex

offender, except for a person required to register as a sex offender solely because of a misdemeanor conviction for indecent exposure.

Last Action: Chapter 348, Statutes of 2003.

AB 250 (Maddox) Private investigation services: prohibited activities.

Prohibits an unlicensed person from offering to provide private investigation services or using the term "investigation" in an advertisement.

Last Action: Held in Assembly Business and Professions Committee.

AB 256 (Kehoe) Public works: state projects and property.

Authorizes the Department of General Services to reduce construction costs by eliminating a Joint Powers Agreement for a proposed state building project in San Diego. Also revises the development and bonding authority for the Sacramento West End project, and authorizes the leasing of state property for an ongoing wastewater project at the Lone Youth Facility.

Last Action: Chapter 723, Statutes of 2003.

AB 282 (Bermudez) Barbering and cosmetology: threading.

Exempts hair threading (a technique for removing unwanted body hair) from regulations relating to the practice of barbering and cosmetology.

Last Action: Chapter 66, Statutes of 2003.

AB 292 (Yee) Children as interpreters: prohibitions.

Prohibits government agencies, as well as public or private agencies or entities that receive state funding, from using any child (under age 18) as an interpreter in business matters, as specified. Also requires agencies, entities or programs to have established procedures for providing competent interpretation services that do not involve the use of children. Violations of this requirement by non-state entities may result in loss of state funding or cancellation of contracts with the state.

Last Action: Held in Senate Appropriations Committee.

AB 306 (Kehoe) Water meters.

Requires urban water purveyors, on or before January 1, 2008, to install water meters on all service connections constructed prior to January 1, 1992 that are located in their service area and, subject to specified exceptions, charge customers for water based on the actual volume of deliveries.

Last Action: Held in Assembly Appropriations Committee.

AB 320 (Correa) Department of Consumer Affairs licensees: lawsuit settlement gag clauses.

Creates a prohibition against the use of a "gag clause" in civil litigation by licensed professionals under the jurisdiction of boards or bureaus at the California Department of Consumer Affairs (DCA). A gag clause prevents a consumer from notifying or filing a complaint with the appropriate DCA board or bureau that regulates the licensed professional who is the defendant in a

malpractice or malfeasance lawsuit. Professionals who violate the prohibition on gag clauses would be subject to disciplinary action by their respective board or bureau.

Last Action: Vetoed.

AB 337 (Matthews) Payroll services companies: surety bonds.

Requires payroll services companies to file and maintain a \$30,000 surety bond to benefit any person damaged by the company as a result of fraud or other failure to perform.

Last Action: Held in Assembly Business and Professions Committee.

AB 341 (Aghazarian) Contractors: landscape contractors.

Clarifies that a landscape contractor, licensed by the Contractors' State License Board, may bid and contract for the construction of a swimming pool, hot tub, or spa, under specified conditions.

Last Action: Chapter 34, Statutes of 2003.

AB 382 (Correa) Automotive repair.

Requires the Bureau of Automotive Repair to promulgate regulations that will implement a system for the issuance of administrative fines and citations.

Last Action: This bill was substantially amended and re-referred to the Senate Revenue and Taxation Committee to address an unrelated issue: taxation: tax exempt bonds: Indian tribal government.

AB 395 (Koretz) Surgical procedures: native, wild, or exotic cat species.

Prohibits any licensed veterinarian from performing or arranging surgical declawing, onychectomy, or tendonectomy on a native, wild, or exotic cat, unless the procedure is performed solely for a therapeutic purpose.

Last Action: Held in Assembly Business and Professions Committee.

AB 445 (Vargas) Social workers.

Provides that only individuals who possess a degree from a school of social work or from a foreign school of social work may represent themselves as a "social worker."

Last Action: Held in Senate Business and Professions Committee.

AB 451 (Lowenthal) Wireless telephone service billing statements.

Requires wireless telephone service providers to include in a customer's billing statement a table that provides specified detailed information regarding the provider's service plan.

Last Action: Held in Assembly Business and Professions Committee.

AB 453 (Yee) Public works contracts: contractor cost recovery.

Entitles contractors to be paid reasonable costs in cases where they have performed work in good faith on public contracts that are later invalidated, and

permits a public agency to enter into a public works contract even when a bid has been challenged.

Last Action: Chapter 678, Statutes of 2003.

AB 466 (Steinberg) Public contracts: wood materials and products.

Prohibits state agencies and school districts from purchasing wood products derived from "ancient" forest trees, as defined, unless certain requirements are met. Exempts paper products and contracts for purchases of \$5,000 or less.

Last Action: This bill was substantially amended and re-referred to the Senate Transportation Committee to address an unrelated issue: Sacramento Regional Transit District.

AB 473 (Correa) Contractors' State License Board.

Modifies provisions of the Contractors' State License Law relating to arbitration proceedings and the timeline for compliance with arbitration awards and orders of civil penalty or correction.

Last Action: This bill was substantially amended and re-referred to the Senate Rules Committee to address an unrelated issue: unlawful juror conduct.

AB 514 (Kehoe) Water meters.

Requires certain urban water suppliers that receive water from the federal Central Valley Project under a water service contract or subcontract, on or before January 1, 2013, to install water meters on all service connections to residential and nonagricultural commercial buildings constructed prior to January 1, 1992, that are located in their service area. Also requires these water suppliers, on or after March 1, 2013, or according to the terms of the Central Valley Project water contract or subcontract in operation, to charge customers for water, based on the actual volume of deliveries as measured by a water meter. Also authorizes these water suppliers to recover the cost of providing services related to the purchase, installation, operation, and maintenance of water meters from rates, fees, or charges.

Last Action: Chapter 680, Statutes of 2003.

AB 515 (Matthews) Evaluation of public contracts.

Requires a public entity awarding a contract to consider safety and wage violations in evaluating responsible bidders.

Last Action: Held in Assembly Business and Professions Committee.

AB 523 (Calderon) Collateral recovery.

Requires repossession agencies to keep inventory documents confidential and to restrict their disclosure.

Last Action: Chapter 724, Statutes of 2003.

AB 525 (Cohn) Hearing aid dispensing.

Deletes the requirement that an audiologist be certified by the American Speech and Hearing Association in order to be qualified to make a specified

recommendation of a child's need for a hearing aid and, instead, requires that the recommendation be made by a state licensed audiologist.

Last Action: Chapter 48, Statutes of 2003.

AB 539 (Laird) Dentistry: dental hygienists.

Permits third and fourth-year dentistry students to sit for the dental hygienists qualifying exam. Requires that third or fourth-year dental students who become Registered Dental hygienists may only practice in a dental practice that serves patients insured under Denti-Cal, the Healthy Families Program, or other government programs, or a dental practice that has a sliding scale fee system based on income.

Last Action: Chapter 294, Statutes of 2004.

AB 544 (Montanez) Contractors: temporary labor.

Includes within the definition of "contractor" temporary labor service agencies that provide short-term employees to licensed contractors for the performance of construction work.

Last Action: Chapter 759, Statutes of 2003.

AB 548 (Calderon) Funeral directors and embalmers: examinations.

Requires applicants for licensure as funeral embalmers to pass the National Examination for Embalmers prepared by the Conference of Funeral Service Examining Boards instead of the state examination administered by the Cemetery and Funeral Bureau of the Department of Consumer Affairs.

Last Action: Held in Senate Business and Professions Committee.

AB 556 (Strickland) State board members salary suspension.

Suspends the salaries of appointed board and commission members serving on 14 specified state boards and commissions through the 2005-2006 fiscal year.

Last Action: Held in Assembly Business and Professions Committee.

AB 558 (Correa) Health studio contracts: maximum fees.

Revises provisions of law regulating health studio (health club) contracts, including the circumstances under which a consumer may cancel a contract and the amount of initiation and membership fees that a health studio may charge a client.

Last Action: Held on Senate floor.

AB 567 (Simitian) Unsolicited commercial electronic mail advertisements.

Allows the recipient of an unsolicited commercial email advertisement to bring an action against the initiator of the unsolicited commercial email for the recovery of actual damages or \$1,000, whichever is greater, for each violation.

Last Action: Held in Senate Business and Profession Committee.

AB 569 (Cohn) Bureau of State Audits.

Clarifies the duties of the State Auditor and the Bureau of State Audits by clarifying and eliminating obsolete or contradictory references in statute.
Last Action: Chapter 107, Statutes of 2003.

AB 621 (Nakanishi) Physicians and surgeons: liability insurance.

Creates the Physicians and Surgeons Liability Insurance Pilot Project, which would be administered by the Department of Health Services. Requires the pilot program to purchase liability insurance for up to 100 physicians who are eligible for waiver of license renewal fees because they provide voluntary, unpaid medical services to indigent patients in underserved areas.

Last Action: This bill was substantially amended and re-referred to the Senate Judiciary Committee to address an unrelated issue: health care contractors.

AB 652 (Leno) Marriage and family therapist interns.

Repeals the prohibition on marriage and family therapist interns using hours of work experience earned from a previous internship and applying them to a new internship in order to satisfy licensure requirements.

Last Action: This bill was substantially amended and re-referred to the Senate Insurance Committee to address an unrelated issue: insurance companies and interinsurance exchanges.

AB 653 (Nunez) Extension of State Energy Conservation Program.

Extends the sunset date and eligibility requirements by five years for bonding authority related to the "Energy Conservation in Public Buildings Program" administered by the State Public Works Board. Also expands the Program's eligibility to include projects that combine conservation and alternative energy equipment. Also requires the Public Works Board, in determining whether to issue funding, to evaluate each proposed project in its entirety and analyze the costs and financial and energy savings over the full life of the project.

Last Action: Vetoed.

AB 656 (Corbett) Gift certificates.

Clarifies that gift certificates purchased for another person are subject to existing prohibitions on expiration dates for gift certificates, and provides that funds contributed toward the purchase of a gift certificate shall be refunded if the certificate is not redeemed.

Last Action: Chapter 319, Statutes of 2004.

AB 663 (Lieber) Pelvic examinations.

Prohibits any person, including a physician and surgeon or a student enrolled in a course of professional instruction or a clinical training program, from performing a pelvic examination on an anesthetized female patient unless the patient has consented to the examination.

Last Action: Chapter 644, Statutes of 2003.

AB 664 (Correa) Public contracts: reports.

Requires state agencies to disclose in their annual public contracting reports the level of participation by women, minority and disabled veteran-owned businesses when providing personnel services in state veteran's homes.

Last Action: This bill was substantially amended and re-referred to the Senate Rules Committee to address an unrelated issue: unemployment insurance.

AB 665 (Correa) Board of Accountancy: discount buying organizations.

As introduced, prohibited a person from serving as a public member of the California State Board of Accountancy, if the person represents a public accounting firm, bookkeeping firm, or tax preparation firm. As amended, exempts from regulations of existing law, discount buying organizations that are paid no more than \$200 for the purchase of discount buying services, that maintain a bond of \$40,000, and that establish, maintain, and file with the Secretary of State specified information regarding a \$100,000 escrow account.

Last Action: Held in Senate Business and Professions Committee.

AB 669 (Cohn) Public contracts: disabled veteran business enterprises.

Requires that a small business, microbusiness, and disabled veteran business enterprise must perform a "commercially useful function" in relation to specified state contracts, and imposes civil penalties for misrepresenting the performance of a commercially useful function.

Last Action: Chapter 623, Statutes of 2003.

AB 671 (Corbett) Private security services: state workforce infrastructure planning.

As introduced, authorized the Director of the Department of Consumer Affairs to deny, suspend, or revoke the license of a private patrol operator issued by the Bureau of Security and Investigative Services, if the private patrol operator has been convicted of or violated any federal or state statute or regulation pertaining to labor and employment. As amended, requires the Governor to submit annually a proposed 5-year workforce infrastructure plan to include infrastructure needs for the provision of public instruction and public libraries.

Last Action: Vetoed.

AB 679 (Chavez) Real estate.

Expands provisions of the multi-lender law to be applicable to transactions involving notes secured by more than one parcel of real property or undivided interests. Requires that if a note or interest will be secured by more than one parcel of real property, for the purpose of determining the maximum amount of the note or interest, each property shall be assigned a portion of the note or interest. The assigned portion shall not exceed the percentage of current market value as established by the multi-lender law.

Last Action: Chapter 901, Statutes of 2003.

AB 685 (Leno) HIV counselors: education and training.

Exempts HIV counselors from State Department of Health Services regulations that require training and certification for phlebotomy (the practice of drawing blood) technicians. Allows an individual with specific HIV counselor training to be admitted to training as a limited phlebotomy technician for purposes of administering the rapid HIV test.

Last Action: Chapter 2, Statutes of 2004.

AB 689 (Shirley Horton) Performance audits: state regulatory agencies.

Requires the State Auditor to conduct a performance audit of numerous state regulatory agencies by 2010, and release the final report to the Legislature after holding a public hearing on the results.

Last Action: Held in Assembly Business and Professions Committee.

AB 692 (Dutra) Design-build public contracting: transportation authorities.

Provides limited authorization to transportation authorities in Alameda and Santa Clara counties to enter into design-build contracts, according to specified procedures, and requires each contract to prohibit construction or alteration of any project without prior written approval of the plans by the county.

Last Action: Vetoed.

AB 699 (Lieber) Hospital and school construction inspectors.

Requires the Legislative Analyst's Office to study the construction inspector certification programs of the Office of Statewide Health Planning and Development and the Department of General Services in order to determine whether sufficient numbers of inspectors will be available in future years to meet anticipated construction demands.

Last Action: Held in Assembly Appropriations Committee.

AB 702 (Jackson) State and Consumer Services Agency.

Consolidates the Victim Compensation and Government Claims Board (Board) under the jurisdiction of the State and Consumer Services Agency (SCSA) and allows the Secretary of SCSA or his or her designee to serve on the Board. Provides other technical and clarifying changes within SCSA.

Last Action: Chapter 84, Statutes of 2003.

AB 711 (Correa) Private postsecondary and vocational education.

Exempts institutions accredited by specified regional bodies from programmatic and institutional review and approval by the Bureau for Private Postsecondary and Vocational Education, while requiring that these institutions remain subject to all other regulatory oversight provisions of the Private Postsecondary and Vocational Education Reform Act of 1989, including fiscal requirements, information reporting, compliance with student protections, and enforcement actions for violations.

Last Action: Vetoed.

AB 722 (Matthews) Public contracts: electronic bids: reverse auctions.

Authorizes the Department of General Services to reduce costs in the acquisition of goods, services and information technology by utilizing an online bidding procedure known as "reverse auctioning."

Last Action: Chapter 266, Statutes of 2003.

AB 746 (Matthews) Fraud: healing arts: revocation of professional licenses.

Requires healing arts regulatory boards at the Department of Consumer Affairs to revoke the professional license of a health provider if the provider has more than one conviction for Medi-Cal fraud.

Last Action: This bill was substantially amended and re-referred to the Senate Judiciary Committee to address an unrelated issue: medical information: pharmacies: marketing.

AB 761 (Oropeza) Report card pilot program for automotive repair.

Creates an "Automotive Repair Report Card Pilot Program" to provide for the public posting of a ranked warning system based on disciplinary actions taken against automotive repair dealers and their employees.

Last Action: Held in Assembly Business and Professions Committee.

AB 769 (Maddox) Registered dietitians and dietetic technicians.

Authorizes persons to perform certain regulated activities as part of their supervised practice program to become a registered dietitian or dietetic technician.

Last Action: Chapter 69, Statutes of 2003.

AB 790 (Frommer) Termination of self-service storage agreements: notification.

Makes changes to the California Self-Service Storage Facility Act regulating self-service storage facilities by allowing storage operators to mail agreement termination notices via United States first-class mail if operators obtain a "certificate of mailing" from the post office indicating the date the notices were mailed.

Last Action: Chapter 267, Statutes of 2003.

AB 799 (Shirley Horton) Aging programs: competitive bidding: exemptions.

Exempts Alzheimer's Day Care Resource Centers and the Linkages Program from the competitive bidding process.

Last Action: Vetoed.

AB 801 (Diaz) Dentists and physicians and surgeons.

Establishes the Cultural and Linguistic Physician Competency Program to be operated by local medical societies of the California Medical Association and to be monitored by the Division of Licensing of the Medical Board of California.

Last Action: Chapter 510, Statutes of 2003.

AB 827 (Business and Professions Committee) Department of Consumer Affairs: board membership qualifications: public members.

Prohibits a member of a regulatory board at the Department of Consumer Affairs who is appointed to represent the "public" (rather than the regulated business or profession) from providing representation to the business or profession during the period of his or her appointment or during five years preceding the time of appointment.

Last Action: Chapter 563, Statutes of 2003.

AB 830 (Oropeza) Service station restrooms.

Requires every service station in the state, regardless of location, to provide public restrooms for its customers.

Last Action: Held in Assembly Business and Professions Committee.

AB 842 (Vargas) Time-share estates.

Extends a timeshare purchaser's contract cancellation period, provides for purchaser reimbursement, and requires additional disclosure requirements regarding timeshare transactions.

Last Action: Held in Senate Judiciary Committee.

AB 873 (Richman) Regulations: impact on business.

Requires state agencies to solicit comments from economists to consider potential economic impacts on businesses when proposing to adopt, amend, or repeal administrative regulations.

Last Action: Held in Assembly Business and Professions Committee.

AB 902 (Diaz) Public contracts: subcontractor substitution.

Allows an awarding authority to consent to substituting a subcontractor when another subcontractor listed in the bid fails or refuses to execute a written contract for the specified scope of work and at the price in the subcontractor's bid.

Last Action: Chapter 180, Statutes of 2003.

AB 932 (Koretz) Podiatric medicine.

Makes substantive changes to laws regulating the scope of practice of doctors of podiatric medicine. Among other provisions, this bill deletes the prohibition against podiatrists performing amputations and instead authorizes podiatrists to perform a partial amputation of the foot no further proximal than the Chopart's joint.

Last Action: Chapter 88, Statutes of 2004.

AB 938 (Yee) Mental health professions: educational loan reimbursement.

Establishes the Licensed Mental Health Provider Education Program and the Mental Health Practitioner Education Fund to increase the number of mental health professionals. Further provides that any mental health provider who provides patient care in a publicly funded facility or a health manpower shortage

area that is multicultural and linguistically diverse, may apply for grants to reimburse his or her loans related to a career as a licensed mental health service provider.

Last Action: Chapter 437, Statutes of 2003.

AB 940 (Yee) Healing arts: posttraumatic stress disorder training.

Requires physicians and surgeons; psychologists; marriage, family, and child counselors; and social workers, to complete a course approved by their respective licensing boards in posttraumatic stress disorder in order to renew their licenses.

Last Action: This bill was substantially amended and re-referred to the Assembly Health Committee to address an unrelated issue: Western Regional Mental Health Care for Terrorism and Disaster.

AB 955 (Wiggins) Surplus state property: Sonoma Developmental Center: Jack London State Park.

Requires that if property under the jurisdiction of the Sonoma Developmental Center is declared surplus, the property must be transferred to the Department of Parks and Recreation and added to Jack London State Park.

Last Action: Vetoed.

AB 970 (Correa) Automotive repair regulations.

Authorizes the Director of the Department of Consumer Affairs to adopt and enforce rules and regulations to promote a fair, healthy, and competitive automotive repair marketplace for California consumers.

Last Action: Held in Senate Business and Professions Committee.

AB 973 (Yee) Interpretation services.

Requires the Department of Consumer Affairs to create a website to present information regarding interpretation services and resources in California.

Last Action: Held in Assembly Business and Professions Committee.

AB 984 (Vargas) Service contracts: automobile insurance.

Defines "vehicle service contract" and provides that this type of contract does not constitute automobile insurance if it meets specified requirements. Also requires an obligor (one who is financially responsible for the performance of a contract) under a vehicle service contract, who is not a seller, to possess a vehicle service contract provider license.

Last Action: Chapter 439, Statutes of 2003.

AB 1007 (Nakano) Dentistry.

Revises the State Board of Dentistry membership to include a total of 8 dentists, 7 of whom are in active practice and one who is a full-time faculty member of a California dental college, and specifies that a minimum of 3 of the dentists must be in the full-time practice of general dentistry, and a maximum of 3 of the

dentists may be dentists who practice in a specialty accredited by the American Dental Association.

Last Action: Held in Senate Business and Professions Committee.

AB 1011 (Richman) Allocations for California Infrastructure Investment Fund.

Provides a formula to allocate funds to state and local government from the prospective California Twenty-First Century Infrastructure Investment Fund.

Last Action: Held in Assembly Appropriations Committee.

AB 1032 (Jackson) State contracts: prospective bidders: disclosure of violations.

Establishes a monitoring program to determine the magnitude of state contracts that are entered into with persons or businesses that have violated federal, state, or local laws and regulations. Also excludes prospective bidders from state contracting for five years for misstating or failing to provide certain required information.

Last Action: Held in Senate Governmental Organization Committee.

AB 1066 (Liu) California Seismic Safety Bond Act of 2004.

Establishes the California Seismic Safety Bond Act of 2004 to provide \$700 million in state general obligation bonds for grants to local government to retrofit essential facilities, earthquake research, seismic safety public education programs, outreach and preparedness.

Last Action: Held in Assembly Appropriations Committee.

AB 1078 (Runner) Business transactions: telephone solicitations: rescission of contracts.

Requires a person who contacts a consumer by telephone in order to solicit a magazine, newspaper, or newsletter subscription renewal or extension to notify the consumer of the termination date of the current subscription prior to requesting the consumer to renew or extend the subscription. Also specifies requirements for contract rescission between financial institutions and people ages 65 and older.

Last Action: Held in Assembly Business and Professions Committee.

AB 1079 (Bermudez) Automotive repair.

Defines the term "customer," as it relates to automotive repair, to include designated persons other than the vehicle owner.

Last Action: Chapter 874, Statutes of 2004.

AB 1087 (Frommer) Venipuncture.

Allows a specified healthcare technician to perform venipuncture (puncture of a vein) or skin puncture to obtain a specimen for nondiagnostic tests, for insurance purposes, provided the technician is under the general supervision of a specified healthcare provider.

Last Action: Chapter 18, Statutes of 2004.

AB 1092 (Harman) Gift certificates: service fees.

Prohibits the sale of retail gift certificates containing maintenance or service fees, except as specified, and clarifies that a "gift certificate" includes a gift card, except as specified.

Last Action: Chapter 116, Statutes of 2003.

AB 1094 (Negrete McLeod) Healing arts: physicians and surgeons.

Provides that a licensed physician and surgeon may not provide, publish, or advertise that he or she is a "specialist" unless the licensee is so certified.

Last Action: Held in Assembly Business and Professions Committee.

AB 1100 (Longville) Alcohol and drug abuse counselors.

Enacts the Alcohol and Drug Abuse Counselor Licensing Law to be administered by the Board of Behavioral Sciences within the Department of Consumer Affairs. Requires that one of two of the clinical social workers on the Board must have an alcohol and drug abuse counselor license. Provides for a loan up to \$200,000 from the General Fund to the Behavioral Sciences Fund and appropriates the proceeds of the loan to the Department of Consumer Affairs for startup costs associated with licensing and registering alcohol and drug abuse counselors.

Last Action: Held in Assembly Business and Professions Committee.

AB 1142 (Hancock) Public contracts: bidders: bond forfeiture.

Authorizes the awarding authority of a public contract to relieve a bidder from the forfeiture of its bond up to \$100,000 if the bidder is a nonprofit organization and a community services agency.

Last Action: Held in Assembly Business and Professions Committee.

AB 1145 (Shirley Horton) Application for federal defibrillator funding.

Requires the Department of General Services to apply for federal funds and develop procedures for the placement and use in state buildings of "automated external defibrillators" to treat heart attack victims.

Last Action: Chapter 5, Statutes of 2004.

AB 1196 (Montanez) Drugs: controlled substances.

Permits a nurse practitioner to order or furnish Schedule II controlled substances in accordance with a patient-specific protocol approved by a treating or supervising physician.

Last Action: Chapter 748, Statutes of 2003.

AB 1199 (Berg) County of Del Norte: loan repayment obligation.

Delays Del Norte County's obligation to make its annual payment on its loan from the state for mitigating the impact of the late opening of Pelican Bay State Prison for one year if the county auditor certifies to the Controller that the county's total

local sales tax revenue is less than the amount in the corresponding quarter of the immediately preceding calendar year.

Last Action: This bill was substantially amended and re-referred to the Senate Local Government Committee to address an unrelated issue: Trinity Public Utility District: healthcare district.

AB 1210 (Nakano) Notaries public: qualifications.

Establishes supplementary qualification requirements affecting notary public appointments that must be met before applicants can be granted a notary public appointment and issued a commission by the Secretary of State.

Last Action: Chapter 513, Statutes of 2003.

AB 1264 (Benoit) Regional notification centers: excavation equipment: exclusions.

Exempts providers of leased or rented excavation equipment and their employees from the requirements of the "Call Before You Dig" law if the equipment is rented to a licensed contractor and the lease/rental agreement includes a provision stating that the contractor who receives the equipment accepts all liabilities and responsibilities of the regional notification center law.

Last Action: Chapter 77, Statutes of 2004.

AB 1265 (Benoit) Engineers and land surveyors: limited liability partnerships.

Authorizes engineers and land surveyors to practice within the scope of their registration as a limited liability partnership (LLP). Authorizes a "foreign limited liability partnership" and a "registered limited liability partnership" to engage in the practice of engineering and the practice of land surveying. Requires LLPs and foreign LLPs, practicing as professional engineers and professional land surveyors, to maintain security for claims arising out of acts, errors, or omissions made against the LLP or the foreign LLP.

Last Action: Held in Senate Judiciary Committee.

AB 1328 (Simitian) State budget: nonprofit vendors.

Requires the Controller to provide for reimbursement of nonprofit vendors for goods delivered or services rendered under existing contracts in the event of an impasse over the Budget Act of 2003.

Last Action: Held in Assembly Appropriations Committee.

AB 1374 (Daucher) State agency services: local government.

Authorizes any state agency, subject to approval of the Department of General Services, to enter into contracts to furnish services to, or perform work for, a local government agency. Specifies that, of any profit derived from the contracts, 75% would be allocated for deposit into the General Fund, while 25% would be allocated for retention by the state agency for purposes of program development and employee incentives.

Last Action: Held in Assembly Business and Professions Committee.

AB 1382 (Correa) Contractors: arbitration: civil penalties: licensing.

Increases penalties that can be imposed on building contractors that violate the law, and streamlines and clarifies the functions of the Contractors' State License Board in order to help contractors comply with regulatory requirements.

Last Action: Chapter 363, Statutes of 2003.

AB 1386 (Shirley Horton) Contractor license lapses.

Revises the conditions under which contractors with a lapsed license may bring legal action against an owner to recover compensation due for the performance of work, or defend against an action brought by an owner to recover compensation already paid for the performance of work.

Last Action: Chapter 289, Statutes of 2003.

AB 1388 (Kehoe) Massage therapy: licensure.

Establishes the Board of Massage Therapy in the Department of Consumer Affairs to license and regulate massage therapists. Specifies requirements for licensure and defines the powers, duties and composition of the Board. Licensure by the Board would preempt local ordinances regulating the business of massage.

Last Action: Held in Assembly Business and Professions Committee.

AB 1392 (Bermudez) Medical Board of California: prosecutorial and investigative resources.

Authorizes the Medical Board of California to prioritize investigations and prosecutions of additional cases of misconduct by a physician and surgeon without harm to specified cases already requiring prioritization.

Last Action: Vetoed.

AB 1410 (Wolk) Surplus land: transit stations.

Requires state or local agencies disposing of surplus land to provide the "first right of refusal" for purchase to specified local public agencies when the property is located within an "infill opportunity zone" or "transit village plan."

Last Action: Chapter 772, Statutes of 2003.

AB 1423 (Dutra) Common interest development managers.

Makes substantive changes to existing law regulating certified common interest development managers (CIDMs). Revises disclosure requirements relating to a CIDM's certification and education, and specifies the requirements that must be satisfied in order for a person to be called a CIDM.

Last Action: Chapter 147, Statutes of 2003.

AB 1460 (Nation) Clinical laboratory directors: pharmacists.

Authorizes a pharmacist to serve as a laboratory director in a clinical laboratory where the tests that are performed have received a waiver under the federal Clinical Laboratory Improvement Amendments of 1988.

Last Action: Held in Assembly Business and Professions Committee.

AB 1467 (Negrete McLeod) Foreign dental school graduates: Joint Committee on Boards, Commissions, and Consumer Protection.

Provides for an extension of current law to allow qualified graduates of foreign dental schools to become eligible for the California licensure examination. (Foreign-trained dentists have composed the majority of dentists in numerous under-served areas in California, providing services to low-income populations with limited English speaking capabilities, and there remains a critical need to provide services to these populations.) Also revises numerous sections of law to rename the Joint Legislative Sunset Review Committee to the Joint Committee on Boards, Commissions, and Consumer Protection.

Last Action: Chapter 33, Statutes of 2004.

AB 1486 (Dutra) Design-build procurement for public contracts.

Authorizes the Department of General Services to enter into design-build contracts for a limited period and according to specified procedures and requirements.

Last Action: This bill was substantially amended and re-referred to the Senate Education Committee to address an unrelated issue: school-facilities: lease-leaseback contracts.

AB 1538 (Berg) Construction contractors.

Requires a contractor to display his or her business name, business address, and license number on each vehicle used in his or her construction business.

Last Action: Chapter 118, Statutes of 2003.

AB 1553 (Wesson) Service contracts.

Expands the scope of what a consumer goods "service contract" may cover, and gives service contract sellers a new means to fulfill existing financial reserve requirements.

Last Action: Chapter 775, Statutes of 2003.

AB 1570 (Business and Professions Committee) Department of General Services.

Clarifies that the Director of the Department of General Services (DGS) is authorized to make the services of DGS, as they relate to the acquisition of information technology, goods, and services, available to public agencies generally. Also authorizes DGS, with the approval of specified entities, to sell, lease, or exchange specified property in the City of Sacramento.

Last Action: Chapter 402, Statutes of 2003.

AB 1573 (Corbett) School district inspectors.

Requires the project inspector of a design-build project sponsored by a school district to act under the direction of either the Director of the Department of General Services or a competent, qualified agent of the school district.

Last Action: Chapter 53, Statutes of 2003.

AB 1609 (Spitzer) Public contracts: design-build-operate.

Authorizes a public entity to use the alternative design-build-operate delivery system for public works of improvement when the public entity anticipates that use of that delivery system will be beneficial. Requires the public entity to establish a competitive prequalification procedure for design-build-operate entities, which would include the submission of a questionnaire executed under penalty of perjury.

Last Action: Held in Assembly Business and Professions Committee.

AB 1631 (Salinas) State property: surplus.

Authorizes the Director of the Department of General Services, with the concurrence of the Adjutant General and subject to specified conditions, to enter into negotiations to sell specified real property at 50% of its current market value to the City of Salinas, on terms and conditions that the Director determines are in the best interests of the state.

Last Action: This bill was substantially amended and re-referred to the Assembly Education Committee to address an unrelated issue: school facilities funding: replacement buildings.

AB 1632 (Leno) Sales tax requirements for public contracting.

Prohibits a public entity from contracting for, or purchasing goods or services from, a retailer that fails or refuses to collect and remit the sales and use tax the retailer owes to the state, and requires the Board of Equalization to provide a list of non-compliant retailers to public agencies.

Last Action: Held in Assembly Business and Professions Committee.

AB 1669 (Chu) Peace officers: psychological evaluations.

Revises the qualifications for physicians and psychologists who evaluate a peace officer's mental and emotional fitness for duty, and provides that only physicians and psychologists meeting those qualifications can perform these evaluations.

Last Action: Chapter 777, Statutes of 2003.

AB 1721 (Koretz) Prices: overcharges.

Prohibits any business or person, at the time of the sale of a product, from charging an amount greater than the lowest price posted on the commodity itself, or on the shelf tag corresponding to that product, notwithstanding any limitation of the time period for which the posted price is in effect.

Last Action: Chapter 752, Statutes of 2004.

AB 1725 (Matthews) Structural pest control: violations.

Provides for fines of up to \$5,000 for any violation of laws governing structural pest control licensees, creates new deadlines for parties to appeal suspensions or fines, and clarifies that structural pest control operators may perform repairs allowed within the scope of their license.

Last Action: Chapter 443, Statutes of 2004.

AB 1745 (Transportation Committee) Public contracts: bonds.

Establishes performance, payment and warranty bond procedures for Department of Transportation (Caltrans) projects. Allows Caltrans the discretion to reduce the amount of the payment bond requirement for projects costing more than \$250 million. The payment bond amount could be reduced to half the contract cost or \$500 million, whichever is less. (Unlike a "performance bond" that guarantees contract performance by the contractor, a "payment bond" guarantees that the contractor will pay certain bills for labor and material, including payments to subcontractors.)

Last Action: Chapter 186, Statutes of 2003.

AB 1771 (Water, Parks and Wildlife Committee) State government: Proposition 40: Budget Act.

Corrects a technical error by reclassifying four previously enacted bills that appropriated Proposition 40 funds as Budget Act bills.

Last Action: Chapter 698, Statutes of 2003.

AB 1777 (Business and Professions Committee) Health care practitioners.

Makes numerous streamlining and clarifying modifications to laws governing the operations of the Board of Podiatric Medicine, the Respiratory Care Board, and the Board of Vocational Nursing and Psychiatric Technicians.

Last Action: Chapter 586, Statutes of 2003.

AB 1797 (Bermudez) Medical Board of California: exemption from hiring freeze.

Exempts the enforcement functions of the Medical Board of California from the imposition of a comprehensive hiring freeze on state agencies.

Last Action: Held in Assembly Appropriations Committee.

AB 1807 (Liu) Private postsecondary and vocational education.

Makes numerous substantive changes to the Private Postsecondary and Vocational Education Reform Act of 1989.

Last Action: Held in Assembly Business and Professions Committee.

AB 1812 (Bermudez) Drivers' certificates: medical examination.

Allows, in addition to a licensed physician, a licensed physician's assistant, an advanced practice registered nurse, or a doctor of chiropractic, to submit a medical examination report for applicants who are seeking a license to drive a school bus, school pupil activity bus, youth bus, general public paratransit vehicle, or farm labor vehicle.

Last Action: Vetoed.

AB 1816 (Bermudez) Medical Board of California.

Authorizes the Medical Board of California (MBC) to determine, through regulation, that certain information and complaints cannot be pursued without detriment to the investigation and prosecution of specified priority cases, and provides that if MBC determines that it does not have jurisdiction over an allegation made by a consumer, MBC shall notify the consumer of that fact within 30 days and include with the notification other public agencies or private entities to contact for assistance.

Last Action: Held in Senate Judiciary Committee.

AB 1829 (Liu) Public contracts: services: domestic workers.

Prohibits state agencies and local governments from using state funds to contract for services unless the contractor has certified that the work will be performed within the United States, and provides for the termination of the contract, criminal punishment and reimbursement if the contractor fails to comply as specified.

Last Action: Vetoed.

AB 1845 (Lowenthal) Public contracts: services: domestic workers.

Requires a state agency that contracts for services to include a provision in the contracts that requires that only citizens and legal resident aliens of the United States will complete the contract and any subcontract performed under that contract.

Last Action: This bill was substantially amended and re-referred to the Assembly Insurance Committee to address an unrelated issue: unemployment insurance: employment retraining benefits.

AB 1887 (Nakanishi) Motor fuel: signage.

Exempts electronic changeable message centers that advertise gasoline from prohibitions on advertising other products, as specified.

Last Action: Chapter 72, Statutes of 2004.

AB 1957 (Frommer) Prescription drugs.

Requires the Department of General Services to coordinate a review of state agencies to determine potential savings if prescription drugs are purchased from Canada and to establish pilot programs. Requires the Department of Health Services to establish a California Rx Program, including a website to facilitate purchasing prescription drugs at reduced prices. Requires the website to include price comparisons, including Canadian prices and links to approved Canadian pharmacies.

Last Action: Vetoed.

AB 1959 (Chu) State Auditor: drugs.

Requires the State Auditor to conduct, by May 31, 2005, an audit of the state's procurement and reimbursement practices related to the purchase of drugs for and by specified state agencies. Also requires subsequent audits if requested by specified members of the Legislature.

Last Action: Chapter 938, Statutes of 2004.

AB 1960 (Pavley) Pharmacy benefits management.

Requires pharmacy benefits managers (PBMs) to disclose to purchasers or prospective purchasers specified information. Requires certain provisions to be included in contracts between a PBM and a purchaser. Prohibits pharmacy and therapeutics committee members, working for a PBM, from working for a pharmaceutical company or having more than a nominal financial interest in a pharmaceutical company. Requires authorization to be obtained from a prescriber prior to a PBM switching a patient from one drug to another. Also requires that certain disclosures are made to the prescriber prior to authorization being granted, and requires certain disclosures to be made to a patient when a drug is switched.

Last Action: Vetoed.

AB 1975 (Bermudez) Physicians and surgeons.

Requires the Medical Board of California to revoke the license of any person subject to the registered sex offender law on or after January 1, 1947, except in the case of certain misdemeanor convictions or when the duty to register as a sex offender has been terminated. Also modifies provisions of law that allow for an appeal process whereby the licensee whose license was revoked can petition for reinstatement.

Last Action: Chapter 756, Statutes of 2004.

AB 1976 (Maze) Home inspections.

Requires the Contractors' State License Board to develop a process for licensing home inspectors and makes it unlawful to perform a home inspection without a license.

Last Action: Held in Assembly Business and Professions Committee.

AB 1999 (Higher Education Committee) California State University.

Makes various technical, correcting, and nonsubstantive changes to the Education and Public Contract Codes relative to California State University.

Last Action: Chapter 417, Statutes of 2004.

AB 2004 (Business and Professions Committee) Funeral services and embalmers: students.

Authorizes college students in accredited programs to participate in embalming in funeral establishments that are off-campus.

Last Action: Chapter 531, Statutes of 2004.

AB 2007 (Business and Professions Committee) Weights and measures: Department of Real Estate reserve funds.

Clarifies laws dealing with "weights and measures" to ensure that prosecutors and judges can impose appropriate fines on persons who overcharge, cheat or defraud people through the use of scales or weighing machines that inaccurately

measure products purchased by consumers. Also provides that the Department of Real Estate may accumulate sufficient reserve funds to ensure the effective administration of laws regulating licensed real estate agents and brokers.

Last Action: Chapter 676, Statutes of 2004.

AB 2008 (Business and Professions Committee) Vocational nursing and psychiatric technicians.

Revises provisions of law pertaining to the accreditation and inspection of psychiatric technician schools and authorizes the Board of Vocational Nursing and Psychiatric Technicians to perform its duty of inspecting vocational nursing schools by either inspecting the school with a site visit or by reviewing school documents, or both.

Last Action: Held on Senate floor.

AB 2056 (Aghazarian) Dentistry.

Requires the Dental Board of California to take disciplinary action against a licensee for violations of the Dental Practice Act within specified time periods, subject to specified exceptions.

Last Action: Chapter 447, Statutes of 2004.

AB 2059 (Maze) Social workers.

Revises the list of requirements that must be met by an out-of-state social worker who applies to the Board of Behavioral Sciences for a license.

Last Action: Held in Assembly Business and Professions Committee.

AB 2062 (Nakano) Notaries public.

Establishes a procedure and prescribes the form for the execution of a jurat (an official declaration similar to an affidavit), which acknowledges the identity of the person who signs a document and the fact that the document is sworn to and signed before a notary public. Also makes the new mandatory six-hour education course on the functions of notaries public applicable to those persons appointed as notaries public on or after July 1, 2005.

Last Action: Chapter 539, Statutes of 2004.

AB 2069 (Chavez) Real estate.

Corrects a technical error in signing order by repealing a provision in law that allows construction or rehabilitation loans with multiple lenders to be made based on the value of the property after improvements are completed.

Last Action: Chapter 140, Statutes of 2004.

AB 2090 (Liu) Gift certificates.

Deletes an exception to the prohibition of the sale of a gift certificate that imposes a service fee for dormancy if specified criteria are met, including a requirement that the fee not exceed \$1 per month.

Last Action: Held in Assembly Business and Professions Committee.

AB 2138 (Maze) Laboratory scientists: radiologists.

Exempts applicants from California's clinical laboratory scientist license examination if they have passed an examination of a national accrediting board, or another state whose requirements or laws are equal to or greater than those of California. Also requires the Department of Health Services to issue a radiologic technologist certificate without an examination, or other certification requirements, to licensees of other states who have had no license discipline, and whose hours of experience are equivalent to the experience required by California law.

Last Action: Held in Assembly Business and Professions Committee.

AB 2142 (Houston) Home inspectors.

Authorizes home inspectors, who are also licensed contractors or licensed structural pest control operators, to make the repairs recommended by themselves in their own inspection reports, as long as specific disclosures are made and consumers are provided flexibility in choosing a contractor.

Last Action: Held in Assembly Business and Professions Committee.

AB 2150 (Levine) Accountancy: disciplinary proceedings.

Authorizes the California Board of Accountancy to request, in a disciplinary proceeding where an accountant is found to have violated any of the provisions regulating accountants, that the accountant pay all reasonable costs of investigation and prosecution of the case.

Last Action: Chapter 583, Statutes of 2004.

AB 2156 (Reyes) Deferred deposit transactions: advertisements.

Requires the Commissioner of the State Department of Corporations to include information regarding advertising practices in its December 1, 2007 report on the implementation of the California Deferred Deposit Transaction Law.

Last Action: Chapter 312, Statutes of 2004.

AB 2165 (Houston) Real estate.

Requires a real estate broker to record multi-lender promissory notes secured by real property within 10 days, and makes other technical and clarifying changes to the Real Estate Law.

Last Action: This bill was substantially amended and re-referred to the Senate Revenue and Taxation Committee to address an unrelated issue: disaster relief.

AB 2168 (Correa) Barbering and cosmetology: instructors.

Extends the provisions governing licenses for barbering or cosmetology instructors until January 1, 2006. Also provides for the reinstatement of specified fees relating to licenses for barbering or cosmetology instructors.

Last Action: Vetoed.

AB 2170 (Calderon) Collateral recovery.

Makes numerous technical and clarifying changes to the Collateral Recovery Act. Among other provisions, deletes the signature and specific contact information requirements for inventories of personal property that is seized during recovery of collateral.

Last Action: Chapter 532, Statutes of 2004.

AB 2182 (Koretz) Minors: consent to counseling.

Authorizes any person who is a marriage and family therapist registered intern, a psychologist assistant, or an associate clinical social worker, to participate in medical care and counseling relating to the diagnosis and treatment of a drug or alcohol problem of a consenting child 12 years of age or older.

Last Action: Chapter 59, Statutes of 2004.

AB 2184 (Plescia) Health facilities: pharmacy services: automated drug delivery systems.

Permits the expanded use of Automated Drug Delivery Systems in skilled nursing facilities and Intermediate Care Facilities.

Last Action: Chapter 342, Statutes of 2004.

AB 2198 (Liu) State agencies: reports: electronic format.

Provides that when a state agency is requested or required to submit a report, and the resolution or statute does not require that each specified recipient receive a physical copy of the report, then physical copies of the report shall be submitted only to the Governor, and/or the Clerk of the Assembly and the Secretary of the Senate, and/or the chairperson and vice chairperson of each specified committee of the Legislature. Also requires that each report shall be available in electronic format.

Last Action: Held in Assembly Business and Professions Committee.

AB 2207 (Levine) Statistical districts: San Fernando Valley.

Requires state agencies that collect and maintain municipal level data to develop separate statistical breakdowns for the San Fernando Valley and directs the City of Los Angeles to provide the necessary data.

Last Action: Chapter 181, Statutes of 2004.

AB 2216 (Nakanishi) Contractors' State License Board: notification requirements.

Imposes specified notification requirements on the Contractors' State License Board and its licensees with respect to crimes and violations committed by licensees.

Last Action: Chapter 586, Statutes of 2004.

AB 2226 (Spitzer) Nurse practitioners: qualification requirements.

Requires a first-time applicant for certification as a nurse practitioner to meet specified requirements, including a master's degree level of education in a relevant field of study.

Last Action: Chapter 344, Statutes of 2004.

AB 2241 (Campbell) Building standards: California Building Standards Commission.

Modifies the types of officials and contractors who are appointed to the California Building Standards Commission.

Last Action: Held in Assembly Business and Professions Committee.

AB 2252 (Montanez) Vacation Ownership and Time-share Act of 2004.

Creates a comprehensive vacation ownership resort (time-share) regulatory and consumer protection program for both in-state and out-of-state projects.

Establishes a consolidated body of law for regulating vacation ownership development and sales in California and expands consumer protection through the creation of standards for sales and marketing practices, including extending the current "cooling off" or rescission period for purchases from three to seven days.

Last Action: Chapter 697, Statutes of 2004.

AB 2259 (Nakanishi) Department of General Services: communications contracts.

Requires the Department of General Services to make its services in connection with supporting and operating communication systems available to specified private, nonprofit, tax-exempt corporations on the same terms and conditions as public agencies.

Last Action: Held in Assembly Business and Professions Committee.

AB 2262 (Oropeza) Repossessors.

Requires repossessioners, in the course of recovery of collateral at a debtor's residence, to identify themselves, the collateral being recovered, and the collateral's legal owner. Also prohibits repossessioners from using a plan, scheme, or ruse that misrepresents their purpose of making a recovery of collateral.

Last Action: Held in Assembly Business and Professions Committee.

AB 2298 (Plescia) Public water systems: water meters.

Requires water meters or submeters to be installed on new irrigated landscape areas of 10,000 square feet or more, with specified exceptions. Also requires billings for these new irrigated landscapes to be based at least partly on the water usage measured by the water meters.

Last Action: Held in Senate Agriculture and Water Resources Committee.

AB 2311 (Jackson) Energy efficiency: sustainable building.

Requires the Secretary for the State and Consumer Services Agency to facilitate the incorporation of sustainable building practices into the planning, operations, policymaking and regulatory functions of each state agency and to report to the Governor by July 1, 2005, on a recommended strategy for incorporating sustainable building practices into the development of state facilities. Also

requires the Secretary to report to the Governor and the Legislature every two years thereafter on the activities and efforts of all state agencies to implement this strategy.

Last Action: Vetoed.

AB 2326 (Corbett) Prescription drugs: report card.

Requires the Department of Managed Health Care (DMHC) to publish a report card on the safety, effectiveness and cost of prescription drugs, to update the report card annually, and to make the report card available on DMHC's website.

Last Action: Held in Senate Appropriations Committee.

AB 2341 (Aghazarian) Public contracts: exemption from certification requirements.

Exempts specified public contracts from requirements for written certification of compliance with statutes relating to a drug-free workplace, non-discrimination, types of labor used, National Labor Relations Board disputes, expatriate corporations, state sales tax, and electronic waste recycling.

Last Action: Held in Assembly Business and Professions Committee.

AB 2375 (Harman) Design-Contract-Build Procurement Program.

Establishes the Design-Contract-Build Procurement Program to provide an alternative method of contracting for state and local agencies.

Last Action: Held in Assembly Business and Professions Committee.

AB 2390 (Reyes) Dentistry.

Exempts specified clinics and their mobile service vans from the provisions of the Dental Practice Act, and permits temporary dental practice in a mobile van owned by a licensed dentist's insurer under specified circumstances.

Last Action: Chapter 347, Statutes of 2004.

AB 2392 (Houston) Public contracts: bidding procedures: alternate bids.

Modifies provisions of law relating to competitive bidding of public contracts to require the Department of Industrial Relations to publicly disclose funding amounts before bid openings.

Last Action: Held in Assembly Business and Professions Committee.

AB 2397 (Shirley Horton) Public contracts: debarment and suspension.

Increases, from 6 to 36 months, the period of ineligibility that the Department of General Services may impose on contractors for a variety of violations of state contract law.

Last Action: Chapter 277, Statutes of 2004.

AB 2409 (Yee) Clinical laboratory scientists: cytogenetics.

Authorizes the Department of Health Services to issue a limited clinical laboratory scientist's license in cytogenetics to a person with a minimum of 7

years of work experience in California as a cytogenetic technologist and who satisfies other specified criteria.

Last Action: Chapter 807, Statutes of 2004.

AB 2410 (Yee) Naturopathic doctors: acupuncture.

Provides that a naturopathic doctor may not perform acupuncture alone or jointly with the use of traditional Chinese and oriental medicine.

Last Action: Held in Assembly Business and Professions Committee.

AB 2436 (Bates) Clinical laboratory testing.

Distinguishes health fairs providing nondiagnostic testing from health fairs providing diagnostic testing, and places additional requirements on programs of nondiagnostic general health assessment.

Last Action: Chapter 450, Statutes of 2004.

AB 2449 (Diaz) State contracts: preferences for domestic work: questionnaires.

As introduced, required state agencies and recipients of state funds to provide a preference to contractors of information technology services who certify that the work will be performed in the United States. As amended, requires vendors bidding on specified state contracts to provide an estimate of those portions of the contract that will be performed by workers outside the United States, and requires awardees of a state contract to complete a detailed questionnaire.

Last Action: Held on Assembly floor.

AB 2457 (Goldberg) Private postsecondary and vocational education.

Extends authorization for the Private Postsecondary and Vocational Education Reform Act of 1989, including the Student Tuition Recovery Fund, from January 1, 2005 to July 1, 2007.

Last Action: Held on Senate floor.

AB 2464 (Pacheco) Optometry.

Revises and recasts provisions within the Optometry Practice Act, eliminates redundant and outdated provisions, clarifies other provisions to provide consistency with similar provisions, and updates provisions to reflect the current practice of optometry.

Last Action: Chapter 426, Statutes of 2004.

AB 2482 (Campbell) State reports: electronic format.

Requires a state agency that is already required by law to submit a report to either house of the Legislature, or a committee or entity within the Legislature, to submit the full report in electronic format (in lieu of a hard copy) and post the report on the state agency's website.

Last Action: Held in Assembly Business and Professions Committee.

AB 2507 (Maldonado) Private security services.

Makes numerous changes to the Private Security Services Act (Act) governing private security guards and private patrol operators (PPOs) that employ security guards and make the guards' services available to customers. Eliminates an exemption from regulation under the Act for unarmed proprietary guards, thereby subjecting all proprietary guards to registration and regulation by the Bureau of Security and Investigative Services (BSIS). Also expands an exemption from the Act to include all peace officers as well as a sheriff's or police security officer.
Last Action: Held on Senate floor.

AB 2513 (Levine) Dogs and cats: overpopulation.

Creates a licensing category for the sale of dogs and cats, including various definitions and fees. Regulates the sale of unspayed and unneutered dogs and cats in California.

Last Action: Held on Assembly floor.

AB 2533 (Salinas) Seismic safety.

Authorizes civil penalties and a right of private action against owners of certain unreinforced masonry buildings that have not been retrofitted and fail to comply with existing seismic safety warning notice requirements.

Last Action: Chapter 659, Statutes of 2004.

AB 2541 (Frommer) Low Emission Contractor Incentive Program.

Requires the Department of General Services to establish a program providing bid preferences on all state contracts for bidders using low-emission equipment and vehicles and/or implementing rideshare programs.

Last Action: Held in Assembly Appropriations Committee.

AB 2552 (Leno) Marriage and family therapy.

Makes clarifying changes to the licensing law for marriage and family therapists.

Last Action: Chapter 204, Statutes of 2004.

AB 2560 (Montanez) Nurse practitioners: furnishing drugs or devices.

Removes the restrictions on nurse practitioners as to the healthcare settings and areas in which they may furnish or order drugs or devices for patients, and allows nurse practitioners to furnish or order drugs and devices whenever it is consistent with their educational preparation or clinical competency.

Last Action: Chapter 205, Statutes of 2004.

AB 2562 (Bogh) Private patrol operators.

Exempts a person, who shows proof of an honorable discharge from the armed services within the previous 90 days, from the requirement that a criminal history background check must be completed prior to beginning work as a security guard.

Last Action: Held on Assembly floor.

AB 2571 (Longville) Alcohol and drug abuse professionals.

Creates the Board of Alcohol and Other Drugs of Abuse Professionals in the Department of Consumer Affairs, and establishes requirements for licensure of alcohol and other drugs of abuse professionals.

Last Action: Held in Assembly Health Committee.

AB 2572 (Kehoe) Water meters.

Requires all urban water suppliers, by January 1, 2025, to install water meters on all municipal and industrial services, and, by January 1, 2010, to begin to charge customers that have water meters based on the volume of water used as measured by the meters.

Last Action: Chapter 884, Statutes of 2004.

AB 2576 (Mountjoy) Public agencies: identification documents.

Requires an official of a public agency to accept only a form of identification that is a "secure and verifiable document" when the official must obtain identification prior to issuing a license or permit or providing any other service of the agency.

Last Action: Held in Assembly Business and Professions Committee.

AB 2609 (Garcia) Information technology.

Enacts the Information Technology Act of 2004. Creates the office of State Chief Information Officer in the office of the Governor, subject to appointment by the Governor and confirmation by the Senate, with specified duties in the development and oversight of information technology policies in the state. Also establishes the Department of Technology Services in state government and creates the State Technology Fund in the State Treasury.

Last Action: Held in Assembly Business and Professions Committee.

AB 2613 (Haynes) Discount buying organizations.

Creates alternative provisions for certain discount buying organizations to more quickly withdraw membership fees from statutorily required escrow accounts if the discount buying organization satisfies specified requirements, including maintaining a large surety bond.

Last Action: Chapter 451, Statutes of 2004.

AB 2626 (Plescia) Physician assistants.

Changes the requirements for physician assistants (PAs) to issue drug orders by requiring a supervising physician and surgeon to review, countersign, and date the medical record of any patient cared for by a PA only when a Schedule II drug order has been issued by the PA.

Last Action: Chapter 452, Statutes of 2004.

AB 2638 (Cogdill) Building standards: public information.

Requires that written rules and regulations adopted by specified public agencies to interpret the application of the California Building Code shall be available to the public, upon request.

Last Action: Chapter 642, Statutes of 2004.

AB 2654 (Matthews) Osteopaths.

Deletes obsolete references to the Osteopathic Act in provisions relating to the suspension or revocation of a physician and surgeon's certificate.

Last Action: Held at Senate desk.

AB 2655 (Bates) Water submeters: accuracy standards.

Authorizes the California Department of Food and Agriculture to enter into agreements with specified organizations to provide accuracy standards related to water submeters, and states that it is the intent of the Legislature to encourage, but not mandate, the submetering of water usage in multifamily housing units.

Last Action: Vetoed.

AB 2660 (Leno) Prescriptions: issuance by a pharmacist.

Reinstates pharmacists' authority to register with the U.S. Drug Enforcement Agency and therefore initiate or adjust controlled substance drug therapy under specified conditions.

Last Action: Chapter 191, Statutes of 2004.

AB 2682 (Negrete McLeod) Pharmacy: out-of-state wholesalers.

Requires the California Board of Pharmacy to adopt regulations governing out-of-state prescription drug wholesalers, and mandates that the regulations contain numerous, specific requirements. Requires out-of-state drug wholesalers to acquire and maintain, at all times, a valid California nonresident license, as well as a separate license for each place of business owned or operated by an out-of-state distributor. Also requires a nonresident wholesaler to have a surety bond of at least \$100,000, or an equivalent means of security, for each place of business owned or operated. Does not hinder an out-of-state business from operating in the state, but protects California consumers by requiring out-of-state wholesalers to be licensed so the Pharmacy Board has the ability and authority to identify wholesalers that are bad actors whose licenses can be revoked.

Last Action: Chapter 887, Statutes of 2004.

AB 2700 (Plescia) State agencies: computers: security.

Makes findings about the risks to the security of state government computers and networks posed by use of peer-to-peer file sharing technology, as defined, and requires each state agency, no later than July 1, 2005, to develop and implement a plan to protect the security and privacy of computers and networks from the risks posed by peer-to-peer file sharing. Also requires these reports to be submitted to the chief information officer at the Department of General Services.

Last Action: Held in Assembly Business and Professions Committee.

AB 2715 (Reyes) Customer service call centers: telemarketing: locations.

Requires a person or entity conducting business in California that contracts with a customer sales call center or a customer service telephone bank to include a

provision in the contract that requires a customer service employee to disclose his or her location upon the request of a California resident.

Last Action: Vetoed.

AB 2723 (Laird) Consumer warranties: service and repair.

Requires a manufacturer of a consumer product under warranty to either replace and reinstall the good, or reimburse the purchase and installation price, minus use, if the good cannot practicably be serviced or repaired because of its method of installation.

Last Action: Chapter 331, Statutes of 2004.

AB 2742 (Mountjoy) Prisons: medical treatment.

Prohibits a physician employed by the California Department of Corrections or the California Youth Authority from interfering with a diagnosis and recommendation for treatment of an inmate or ward given by another physician outside the facility if the treatment meets certain criteria, unless the facility physician has performed a good faith examination of the inmate.

Last Action: Vetoed.

AB 2787 (Leslie) Computer spyware: deceptive practices: regulation.

Prohibits a person or entity doing business in California from hijacking a user's computer in this state, and authorizes civil penalties and a right of private action for violations.

Last Action: Held in Senate Judiciary Committee.

AB 2793 (Nakanishi) Psychiatrists: biologic and molecular-based brain disease.

Requires that a psychiatrist provide the primary medical treatment and diagnosis of biologic and molecular-based brain disease for a person of any age. Defines "biologic and molecular-based brain disease" to include schizophrenia, schizoaffective disorder, bipolar disorder, obsessive-compulsive disorder, autism, and neurodegenerative diseases.

Last Action: Held in Assembly Business and Professions Committee.

AB 2835 (Plescia) Healthcare professionals: insurance fraud.

Provides that it is a cause for suspension or revocation of a healthcare professional's license or certificate for a healthcare professional to solicit, accept, or refer any person with the knowledge that, or with reckless disregard for whether, the person intends to commit insurance or workers' compensation fraud.

Last Action: Chapter 333, Statutes of 2004.

AB 2839 (Daucher) Nursing schools.

Requires the Board of Registered Nursing to establish a workgroup or committee to facilitate nursing school transfer agreements between associate degree nursing programs and baccalaureate degree nursing programs.

Last Action: Chapter 271, Statutes of 2004.

AB 2910 (Pacheco) Public contracts: public works: competitive bidding.

Sets forth requirements for the solicitation and evaluation of bids, and the awarding of contracts by public entities, for the erection, construction, alteration, or addition to any work of improvement, estimated to cost more than \$50,000, that is not otherwise required to be performed under a competitively bid contract.

Last Action: Held in Assembly Business and Professions Committee.

AB 2912 (Goldberg) Interpreters and transliterators.

Requires the certification and regulation of sign language interpreters and transliterators (persons who have the ability to transliterate [represent corresponding words or sounds in another alphabet or language] between English-based sign language and written or spoken English). Also authorizes the Department of Consumer Affairs to assess an administrative penalty of up to \$1,000 against a referral agency or person who falsifies credentials.

Last Action: Held in Assembly Appropriations Committee.

AB 2919 (Ridley-Thomas) Public contracts: telecommunications and telemarketing: domestic workers.

Prohibits the Department of General Services, or the applicable contracting state or local entity, from contracting for telecommunication services, including telemarketing, with any vendor or provider that employs nonresidents of the United States in the performance of the telecommunication services on behalf of the state or local agency. Requires the Department of General Services, or the contracting state or local entity, to require each vendor or provider submitting a bid or awarded a contract to provide services for the state or local entity to certify that only its employees who are United States residents will perform services under the contract. Makes it a felony for any person to knowingly submit a certification that is false.

Last Action: This bill was substantially amended and re-referred to the Assembly Insurance Committee to address an unrelated issue: workers' compensation: physician assistants and nurse practitioners.

AB 2928 (Maldonado) Independent Auditor.

Establishes an Office of the Independent Auditor and a new Cabinet-level position of Independent Auditor, and requires a comprehensive audit of state government to be conducted.

Last Action: Held in Assembly Appropriations Committee.

AB 2994 (Frommer) Public contracts: preferences: forest products.

Requires state agencies that contract for or acquire lumber or other solid wood products, excluding paper and other types of secondary manufactured goods, to give preference, if price, fitness, and quality are equal, to lumber and other solid wood products that are harvested from forests within California.

Last Action: Vetoed.

AB 3023 (Matthews) Disciplinary actions: reporting.

Requires specified health professional licensing boards at the Department of Consumer Affairs to report to the Department of Health Services the name and license number of any person whose license has been revoked, suspended, surrendered, made inactive, or had any other prohibition placed on the license.
Last Action: Chapter 351, Statutes of 2004.

AB 3030 (Agriculture Committee) State veterinarian employees: continuing education.

Provides that full-time employees of the State of California, acting within the scope of their employment as veterinarians for the State Veterinarian, shall be exempt from requirements to take specified continuing veterinary education in order to obtain renewal of their veterinary licenses. Also provides that, for the purpose of veterinarian license renewal, the State Veterinarian may set the continuing education requirements for those veterinarians under his or her authority, and in setting those continuing education requirements, the State Veterinarian may designate, at his or her sole discretion, continuing education providers, subjects, hours, and methods.
Last Action: Held in Assembly Agriculture Committee.

AB 3032 (Yee) Seismic safety.

Exempts unreinforced masonry buildings that have been retrofitted from seismic safety warning notice requirements, and expands the warning notice requirements for specified non-retrofitted buildings.
Last Action: Chapter 308, Statutes of 2004.

AB 3033 (Yee) Seismic safety.

Prohibits local governments, until 2009, from imposing additional conditions or regulations, beyond what is required under state and federal law, upon the owner of an unreinforced masonry building who applies for permits to retrofit the building to local seismic safety standards.
Last Action: Chapter 663, Statutes of 2004.

AB 3052 (Kehoe) Building standards.

Requires all building standards to be administered and enforced and, whenever practicable, written on a performance basis that is consistent with state and nationally recognized standards for building construction in order to provide the greatest level of fire safety for real property owners.
Last Action: Held in Assembly Business and Professions Committee.

AB 3055 (Diaz) Advertising on public property.

Requires the Department of General Services (DGS) to survey all state agencies and departments to determine the revenue generating potential of allowing private advertising on state property, and to report to the Legislature by

December 1, 2005. Also requires DGS to determine how this revenue can be utilized to offset General Fund expenditures.

Last Action: Held in Assembly Appropriations Committee.

AB 3093 (Jerome Horton) Motor vehicle fuel: pricing.

Requires every service station in California to round the price per gallon or liter of motor vehicle fuel to the nearest penny.

Last Action: Held in Assembly Business and Professions Committee.

ACA 28 (McCarthy) State contracts: contracting authority.

Authorizes the Governor, and any chief executive of a civil service appointing power, to execute contracts for the performance of governmental functions and activities that are ministerial and would otherwise be performed by civil service employees.

Last Action: Held in Assembly Business and Professions Committee.

ACR 144 (Yee) Feng Shui.

Urges the State Architect, local planning commissions, local design review boards, and other appropriate agencies to consider design concepts that allow for the use of Feng Shui. The practice of Feng Shui originated 4,000 years ago in ancient China when palaces and many residences were built according to Feng Shui design principles in order to ensure the enjoyment of harmony and high vitality living in a positive environment.

Last Action: Held in Assembly Business and Professions Committee.

ACR 150 (Levine) Moretti-Hertzberg State Building.

Designates a specified state office building in Van Nuys as the Moretti-Hertzberg State Building.

Last Action: Held in Assembly Business and Professions Committee.