

**ALL SENATE BILLS  
REFERRED TO THE ASSEMBLY BUSINESS AND PROFESSIONS  
COMMITTEE DURING THE 2005 – 2006 SESSION OF THE CALIFORNIA  
STATE LEGISLATURE**

**SB 92 (MURRAY) COMPUTER SPYWARE: PENALTIES.**

Allows a consumer harmed by spyware, an Internet service provider that suffers direct injury by spyware, the Attorney General, or a district attorney, to file a civil suit for damages, and provides that a violation of spyware law is a misdemeanor.

Last Action: This bill was substantially amended to address an unrelated issue: Orange County Sanitation District design-build contracts.

**SB 97 (MURRAY) COMMERCIAL ELECTRONIC MAIL: PENALTIES.**

Establishes that it is a misdemeanor for a person to send unsolicited commercial e-mail advertising where the message or "header" contains false or misleading information, and provides that a violation of this provision is punishable by a fine of not more than \$1,000, imprisonment in a county jail for not more than six months, or both a fine and imprisonment.

Last Action: Chapter 247, Statutes of 2005.

**SB 140 (MARGETT) SUBSURFACE INSTALLATIONS: EXCAVATION.**

Requires the operator (e.g., utility) of an underground installation (e.g., gas line or fiber optic cable) to conform with the American Public Works Association's uniform color code when marking the location of underground installations prior to an excavation, and permits the use of vacuum excavation devices if a written agreement exists.

Last Action: Chapter 114, Statutes of 2005.

**SB 143 (SHARON RUNNER) STATISTICAL DISTRICTS: ANTELOPE VALLEY.**

Requires the Employment Development Department and Department of Finance to make a separate breakdown of the Antelope Valley in the preparation and maintenance of any statistical analyses and data, and encourages the Counties of Kern and Los Angeles to voluntarily provide any necessary data.

Last Action: Chapter 679, Statutes of 2005.

**SB 163 (SCOTT) PUBLIC CONTRACTS.**

Requires a pharmaceutical company entering into a contract with a state department or agency to disclose to the Legislature, the percentage of its national operating budget that is expended for marketing purposes, and the percentage of its national operating budget that is expended for research and development, to the extent it is not in conflict with federal law. This bill also was amended to require pharmaceutical manufacturers to make information about clinical trials publicly available on the federal clinical trials database for every drug they sell in California.

Last Action: Held in Assembly Business and Professions Committee.

**SB 185 (BATTIN) STATE SURPLUS PROPERTY.**

Allows the Department of General Services (DGS) to lease 1.4 acres of real property located in the City of Sacramento to the Sacramento Archdiocese for 11 years, rather than the currently authorized lease period of seven years. Also authorizes DGS to grant an option to purchase, or lease with an option to purchase, six acres of real property at the 58<sup>th</sup> Street Armory in Sacramento.

Last Action: This bill was substantially amended and re-referred to the Assembly Public Safety Committee to address an unrelated issue: inmate labor assignments.

**SB 194 (MALDONADO) PROPRIETARY PRIVATE SECURITY OFFICERS.**

Requires a proprietary private security officer (an unarmed private security guard employed exclusively by one employer whose primary duty is to provide security for his or her employer, whose services are not contracted to any other entity or person, who wears a uniform, and who is likely to interact with the public) to undergo a criminal background check and pay a fee to register with the Department of Consumer Affairs.

Last Action: Chapter 655, Statutes of 2005.

**SB 228 (FIGUEROA) GEOLOGISTS AND GEOPHYSICISTS: PROFESSIONAL ENGINEERS AND LAND SURVEYORS.**

Extends the sunset date of the Board for Geologists and Geophysicists to January 1, 2009, and extends the sunset date of the Board for Professional Engineers and Land Surveyors to January 1, 2009.

Last Action: Chapter 657, Statutes 2005.

**SB 229 (FIGUEROA) PROFESSIONS AND VOCATIONS: SUNSET DATES.**

Changes the inoperative and the repeal dates for the Board of Psychology, the Board of Behavioral Sciences, and the Court Reporters Board, to July 1, 2008 and January 1, 2009, respectively, and implements recommendations made by the Joint Committee on Boards, Commissions and Consumer Protection.

Last Action: Chapter 658, Statutes of 2005.

**SB 230 (FIGUEROA) STRUCTURAL FUMIGATION ENFORCEMENT PROGRAM: OSTEOPATHIC MEDICAL BOARD OF CALIFORNIA.**

As originally heard by the Committee, this bill would have extended the date for sunset review of the Osteopathic Medical Board of California from September 1, 2004 to September 1, 2010. This bill was subsequently amended to delete the original provisions of the bill and, instead, eliminate the July 1, 2006 sunset for the Structural Fumigation Enforcement Program of Los Angeles and Orange Counties.

Last Action: Chapter 42, Statutes of 2006.

**SB 231 (FIGUEROA) MEDICAL BOARD OF CALIFORNIA.**

Extends the sunset date on the Medical Board of California (MBC) from January 1, 2007 to January 1, 2011. Requires physicians to inform MBC when they are

subject to various court judgments in cases involving death or personal injury caused by negligence, errors or omissions. Requires MBC to post on the Internet physicians and surgeons who have been subject to discipline by MBC. Allows MBC to forward new complaints directly to an investigator if the physician and surgeon is already the subject of an investigation. Authorizes MBC to fine physicians and surgeons for failure to provide requested records within the 15 day time period established under existing law. Requires the Bureau of State Audits to conduct a performance audit of MBC's drug and alcohol diversion program to evaluate the effectiveness and efficiency of the program, and make recommendations regarding changes and the continuation of the program. Increases MBC's initial license fee from \$610 to \$900, and the biennial renewal fee from \$610 to \$900 (from \$305 per year to \$450 per year).  
Last Action: Chapter 674, Statutes of 2005.

**SB 232 (FIGUEROA) BOARDS AND COMMISSIONS: SUNSET DATES.**

Extends the sunset dates of the Contractors State License Board, the Board of Podiatric Medicine, the Speech-Language Pathology and Audiology Board, the Physician Assistant Committee, the Respiratory Care Board of California, and the Interior Designer law, for a period of one year. Deletes the sunset dates for the California Heritage Preservation Commission, the Boating and Waterways Commission, and the Off-Highway Motor Vehicle Recreation Commission.  
Last Action: Chapter 675, Statutes of 2005.

**SB 245 (BATTIN) STATE PROPERTY.**

Provides that the Department of General Services (DGS) will make the final determination with respect to the use of existing state-owned and state-leased office space that is controlled by DGS.  
Last Action: Chapter 107, Statutes of 2005.

**SB 246 (FIGUEROA) PROFESSIONAL ENGINEERS.**

Extends the sunset date for the Board for Professional Engineers and Land Surveyors to July 1, 2012, establishes chemical, control system, fire protection, nuclear, petroleum, and traffic engineering as "practice acts" recognized in California, and provides for the discontinuation of agricultural, industrial, and metallurgical engineering as "title acts" recognized in California.  
Last Action: This bill was substantially amended and re-referred to the Assembly Health Committee to address an unrelated issue: human milk.

**SB 248 (FIGUEROA) PROFESSIONS AND VOCATIONS: SUNSET DATES.**

Extends the provisions establishing the Dental Board of California, the Committee on Dental Auxiliaries, and the Acupuncture Board. Also extends the date for sunset review of the Osteopathic Medical Board of California.  
Last Action: Chapter 659, Statutes of 2005.

**SB 254 (TORLAKSON) STATE PROPERTY: VENDING MACHINES.**

Requires each vendor that operates or maintains vending machines on designated state property to satisfy a specified phased-in requirement that at least 25% of the food and beverages offered in the vending machine meets accepted nutritional guidelines, as defined, by December 31, 2007, and 50% by December 31, 2008, or under specified conditions by December 31, 2010, and to provide to users, upon request, information about the nutritional value of food and beverages offered in the vending machine and procedures for requesting a change in vending machine offerings.

Last Action: Held in Assembly Business and Professions Committee.

**SB 263 (SPEIER) SELLERS OF TRAVEL.**

Requires anyone who sells land or water based transportation to comply with the sellers of travel (SOT) law. Limits "travel club memberships" to a maximum value of \$100 and a duration of one year. Allows sellers of travel to not make a refund only when the full payment has been transmitted to the carrier or travel service. Requires the immediate suspension of the registration of a seller of travel who has been convicted of a felony violation of the SOT law, and prohibits a person with such a felony conviction from registering as a seller of travel for a period of seven years. Clarifies the circumstances under which consumers are entitled to restitution from the Travel Consumer Restitution Corporation (TCRC), and makes restitution from TCRC secondary only to restitution from a Consumer Protection Deposit Plan, a Consumer Protection Escrow Plan, travel insurance, or the exercise of a consumer's right to avoid payment for charges made with a credit card.

Last Action: Chapter 628, Statutes of 2006.

**SB 276 (DENHAM) STATE PROPERTY: SACRAMENTO.**

Revises the terms for the disposition of a previously authorized state surplus property transaction by allowing the Department of General Services to sell, or lease with an option to sell, surplus state property located in the City of Sacramento.

Last Action: Vetoed.

**SB 279 (CEDILLO) PHYSICIANS AND SURGEONS: TEMPORARY STAFFING.**

Declares that temporary physician staffing agencies, commonly referred to as locum tenens agencies, are not employers of the physicians they place under specified circumstances.

Last Action: Chapter 596, Statutes of 2005.

**SB 299 (CHESBRO) DENTISTRY.**

Makes modifications to the Dental Board (Board) of California's Licensure by Credential program, providing that the five-year clinical practice requirement is met by the applicant contracting to practice dentistry full time for two years in a specified licensed primary care clinic, or teach two years in an accredited dental education program. Also allows the Board to define "full time" for the purposes of

fulfilling the two-year commitment, and to establish exemptions to the full time requirement on a case-by-case basis.

Last Action: Chapter 4, Statutes of 2006.

**SB 355 (MURRAY) INTERNET REGULATION: "PHISHING."**

Establishes the Anti-Phishing Act of 2005, which makes it unlawful for any person, through the Internet or other electronic means, to solicit, request, or take any action to induce another person to provide identifying information, by representing itself to be an online business without the approval or authority of the online business.

Last Action: Chapter 437, Statutes of 2005.

**SB 380 (ALQUIST) DRUGS: ADVERSE EVENT REPORTING.**

Requires licensed health professionals and health facilities to report all suspected serious adverse drug events that are spontaneously discovered or observed in medical practice to MedWatch, the drug safety information and adverse event reporting program operated by the federal Food and Drug Administration.

Last Action: This bill was substantially amended and re-referred to the Assembly Rules Committee to address an unrelated issue: foster care.

**SB 412 (FIGUEROA) MASSAGE THERAPY.**

Establishes the Massage Therapy Organization (MTO) as a private nonprofit organization and provides for the certification of massage therapists and massage practitioners by MTO.

Last Action: Held on Assembly Floor.

**SB 438 (MIGDEN) ORAL AND MAXILLOFACIAL SURGERY.**

Authorizes oral and maxillofacial surgeons licensed by the Dental Board of California who are not also licensed as physicians by the Medical Board of California to perform elective facial cosmetic surgery.

Last Action: Chapter 909, Statutes of 2006.

**SB 440 (SPEIER) PERSONAL INFORMATION.**

Requires any state agency, or person contracting with a state agency, to encrypt personal information that is transported via a laptop or other electronic storage device, and prohibits a business from discriminating against a customer who does not permit the business to share the customer's personal information.

Last Action: This bill was substantially amended and re-referred to the Assembly Utilities and Commerce Committee to address an unrelated issue: telecommunications billing.

**SB 472 (ALQUIST) STATE PROPERTY.**

Authorizes the Department of General Services to sell, lease, or exchange six acres in the City of Santa Clara, known as the Bay Area Research Extension Center.

Last Action: This bill was substantially amended and re-referred to the Assembly Education Committee to address an unrelated issue: educational programs.

**SB 488 (SOTO) CONTRACTORS: PENALTIES.**

Enhances penalties for third and subsequent convictions for contracting without a license and provides that it is a misdemeanor for the qualifying person of a contractor's license to violate workers' compensation insurance requirements. Provides that third and subsequent convictions for unlicensed contracting are punishable by a fine of no less than \$4,500 and up to \$10,000, or 20% of the contract price under which the unlicensed person performed contracting work, or by imprisonment in a county jail for no less than 90 days and no more than one year, or both that fine and imprisonment.

Last Action: Chapter 205, Statutes of 2005.

**SB 503 (FIGUEROA) ACCOUNTANTS: PEER REVIEW: FEES.**

Eliminates the requirement that fees charged for applications for certified public accountant examinations, renewals, certificates, firm registration, and practice privilege be directly related to the actual administrative costs of the California Board of Accountancy.

Last Action: Chapter 447, Statutes of 2006.

**SB 524 (TORLAKSON) PRIMARY CARE PHYSICIANS: CONTINUING EDUCATION.**

Requires physicians who treat patients for depression and other related ailments, specifically through the use of certain antidepressant drugs, to complete a mandatory continuing education course on that subject.

Last Action: This bill was substantially amended and re-referred to the Assembly Public Employees, Retirement and Social Security Committee to address an unrelated issue: Contra Costa County retirement.

**SB 548 (MORROW) STATE CONSTRUCTION PROJECTS: INSURANCE.**

Authorizes the Department of General Services to establish a master builders' risk insurance program for state buildings and structures under construction. Requires an insurance policy to include a deductible of at least \$25,000, for which the contractor would be liable.

Last Action: Chapter 106, Statutes of 2005.

**SB 551 (LOWENTHAL) COMMON INTEREST DEVELOPMENT BUREAU.**

Establishes the Common Interest Development Bureau within the Department of Consumer Affairs to provide education, dispute resolution, data collection, and abatement of violations of the law pertaining to common interest developments (e.g., home owners' associations).

Last Action: Held in Assembly Business and Professions Committee.

**SB 577 (FIGUEROA) STATE GOVERNMENT OPERATIONS: ACCOUNTABILITY.**

Makes various changes related to the administration of state government, such as requiring all state agencies to participate in the CAL-Card Program; requiring

the Department of Finance (DOF) to make an annual report to the Legislature that identifies the state agencies that did not submit internal control certification letters; requiring the State Controller to annually report to the Legislature the names of the agencies, departments, or programs that did not submit required year-end financial reports; requiring DOF to issue a long-range financial plan for the state at the same time as the release of the Governor's Budget and the May revision to the Governor's Budget.

Last Action: Vetoed.

**SB 579 (AANESTAD) OPTOMETRY: ADVERTISEMENTS.**

Authorizes the Board of Optometry to issue a license to practice optometry in California to applicants that have passed the licensing examination for an optometric license in another state if the applicant meets specified criteria, and allows for the advertisement of free optometric services under certain conditions.

Last Action: Chapter 302, Statutes of 2006.

**SB 581 (FIGUEROA) HEATH STUDIO CONTRACTS: MAXIMUM FEES: CANCELLATION RIGHTS.**

Makes various changes to health studio (i.e., health club) contract law, including the timeframe, depending on the total amount of the contract, in which consumers may cancel a contract and get a pro-rated refund, the amount a health studio may charge as part of the contract, and a requirement that facilities that have not yet opened must hold moneys received in trust.

Last Action: Chapter 439, Statutes of 2005.

**SB 592 (AANESTAD) ACUTE CARE HOSPITALS: INPATIENT PHARMACY TECHNICIAN SERVICES.**

Allows a general acute care hospital to implement a program of allowing specially trained pharmacy technicians to check the work of other pharmacy technicians relating to the filling of floor and ward stock and unit dose distribution for patients whose orders have previously been reviewed by a licensed pharmacist, under specified requirements.

Last Action: Held in Assembly Health Committee.

**SB 614 (FIGUEROA) CERTIFIED NURSE-MIDWIVES.**

Authorizes a certified nurse-midwife to furnish or order Schedule II controlled substances in settings other than a hospital under conditions that apply to the furnishing or ordering of Schedule III through V controlled substances.

Last Action: Chapter 266, Statutes of 2005.

**SB 625 (BATTIN) STATE AND LOCAL SURPLUS PROPERTY.**

Requires the Department of General Services and local government agencies to make an exclusive offer to sell surplus state property to a local government or nonprofit organization engaged in economic development.

Last Action: Held in Assembly Business and Professions Committee.

**SB 644 (ORTIZ) DISPENSING PRESCRIPTION DRUGS AND DEVICES.**

Prohibits a pharmacist from obstructing a patient from obtaining prescribed drugs or devices. Requires a pharmacist to dispense drugs and devices pursuant to a lawful order or prescription, except when the pharmacist has previously provided a written notification to the employer that the pharmacist refuses to dispense the drug or device because of ethical, moral, or religious reasons and the pharmacist's employer can provide a reasonable accommodation to the pharmacist's objection and establishes protocols that ensure that the patient has timely access to the drug or device.

Last Action: Chapter 417, Statutes of 2005.

**SB 667 (MIGDEN) PUBLIC CONTRACTS: COMPETITIVE BIDDING: UNIVERSITY OF CALIFORNIA.**

Authorizes the University of California to conduct a pilot program that allows for construction contracts to be awarded on a "best value" basis, rather than just to the lowest bid. Increases the threshold upon which formal competitive bidding is required from \$100,000 to \$400,000, and revises the public notice to bidders requirements.

Last Action: Chapter 367, Statutes of 2006.

**SB 683 (AANESTAD) DENTISTRY: LICENSURE.**

Authorizes the Dental Board of California to grant a license to an applicant who completes a one-year, clinically based advanced education program in general dentistry, and who passes an examination in California law and ethics.

Last Action: Chapter 805, Statutes of 2006.

**SB 736 (SPEIER) HEALING ARTS: CONFLICTS-OF-INTEREST.**

Prohibits a physician and surgeon from billing a client or third-party payor for computerized tomography, positron emission tomography, magnetic resonance imaging, or diagnostic imaging services if those services were not actually performed by the physician and surgeon, or within their practice. Requires the Medical Board of California to report to the Legislature information from healing arts licensees or members of the licensee's immediate family that have any financial interest in a health-related facility.

Last Action: Held in Assembly Appropriations Committee.

**SB 752 (Cox) PROFESSIONAL ENGINEERS: LICENSURE.**

Specifies that if an out-of-state applicant for registration as a professional engineer in California has passed an examination in a branch of engineering not recognized in California, the Board for Professional Engineers and Land Surveyors (Board) may (rather than shall) register the applicant in a specific licensed branch of engineering in which his or her experience and education indicate the closest relationship, as long as the Board determines that the applicant meets the minimum qualifications for licensure in that branch.

Last Action: Held in Assembly Business and Professions Committee.



**SB 796 (FIGUEROA) STATE GOVERNMENT OPERATIONS: ACCOUNTABILITY.**

Establishes the Government Modernization, Efficiency, Accountability, and Transparency Act of 2005, which requires the performance of executive branch agencies to be reviewed and graded, and requires state agencies to provide specified information on their websites to assist consumers in obtaining government services and participating in the regulatory process.

Last Action: Chapter 686, Statutes of 2005.

**SB 828 (MALDONADO) PUBLIC CONTRACTS.**

Exempts vendors that sell to the State from various certification and declaration requirements if the purchase totals \$2,500 or less and is made on a credit card. Total purchases from a vendor exempted from the specified certifications and declarations shall not exceed \$7,500 in a given year. Also permits the Office of State Publishing to accept paid advertisements, excluding paid political advertisements, in materials published by the state.

Last Action: Chapter 381, Statutes of 2005.

**SB 833 (BOWEN) UNSOLICITED ADVERTISING (JUNK) FAXES.**

Prohibits the sending of unsolicited commercial faxes to or from California. Persons and businesses that receive junk faxes are allowed to sue the sender or advertiser for injunctive relief, actual damages, or \$500 per violation, whichever is greatest. Also requires the same identifying information on any junk fax sent to or from California, including the identity of the business and/or person sending the fax, the telephone number of the machine sending the fax, and the date and time the fax is sent.

Last Action: Chapter 667, Statutes of 2005.

**SB 834 (FIGUEROA) DEPARTMENT OF GENERAL SERVICES: INFORMATION TECHNOLOGY.**

Requires the Procurement Division of the Department of General Services to identify information technology maintenance and support service providers who have multiple contracts with the state and report this information to the Legislature, including an evaluation of whether the state should negotiate a single master services contract with each of the identified vendors.

Last Action: Chapter 533, Statutes of 2006.

**SB 837 (DUTTON) STATE CONTRACTS.**

Extends the sunset dates on the Alternative Protest Pilot Project and provisions of law permitting the Department of General Services to negotiate contracts, and renegotiate existing contracts, for goods, services, information technology, and telecommunications. Specifies that the only remedy for unsuccessful bidders under the negotiation process is to file a petition for a writ of mandate.

Last Action: Chapter 272, Statutes of 2005.

**SB 852 (BOWEN) IDENTITY THEFT.**

Expands existing requirements regarding consumer notification of data security breaches to include data in a non-computerized form, such as paper or back-up tapes, so that any personal information acquired by an unauthorized person shall be covered.

Last Action: Held in Assembly Business and Professions Committee.

**SB 874 (ROMERO) PUBLIC CONTRACTS.**

Prohibits state agencies from entering into any contract for goods or services with a contractor employing more than 100 full-time employees who does not have and adhere to a written policy providing its full-time employees with not less than 5 days of regular pay annually for actual jury service.

Last Action: Vetoed.

**SB 902 (DENHAM) OFFICE OF FLEET ADMINISTRATION.**

Requires the Office of Fleet Administration to develop a daily tracking system of all vehicles owned by the state and a policy that increases the minimum use requirement of each governmental vehicle by a state agency to 10,000 miles per year and each commercial vehicle by a state agency to 12,000 miles per year. Requires the Office of Fleet Administration to review each parking garage owned by the state in order to evaluate whether the costs to operate each garage costs the state more money than other alternatives.

Last Action: The bill was substantially amended and re-referred to the Assembly Water, Parks and Wildlife Committee to address an unrelated issue: water facilities.

**SB 914 (KEHOE) ANIMAL CRUELTY.**

Establishes that the selling of a dog under the age of eight weeks, unless approved in writing by a licensed California veterinarian, is an infraction or a misdemeanor.

Last Action: Chapter 669, Statutes of 2005.

**SB 952 (DENHAM) SURPLUS STATE PROPERTY.**

Authorizes the Department of General Services to make an exclusive offer to sell, lease, convey, or exchange, a portion of the California Department of Corrections Training Facility at Soledad to the City of Soledad.

Last Action: Vetoed.

**SB 954 (FIGUEROA) INFORMATION TECHNOLOGY GOODS AND SERVICES:  
PROCUREMENT.**

Requires the Department of General Services to establish policies and guidelines for the procurement of information technology goods and services on or before January 1, 2007. Also requires the Governor to submit a proposal for the creation of a Chief Information Officer to the Legislature, on or before January 1, 2007.

Last Action: Chapter 556, Statutes of 2005.

**SB 1061 (DUTTON) STATE PROPERTY LEASES.**

Authorizes the Department of General Services to execute lease agreements for a period exceeding five years provided that written notification is given to the Legislature (the Chair of the Joint Legislative Budget Committee and the Chairs of the Appropriations Committee in each house) at least 60 days in advance of any proposed lease and while the Legislature is in session.

Last Action: Held in Assembly Business and Professions Committee.

**SB 1111(BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT COMMITTEE)  
PROFESSIONS AND VOCATIONS.**

Makes numerous non-controversial changes to various provisions pertaining to health professional regulatory entities within the Department of Consumer Affairs, including the Dental Board, the Medical Board, the Board of Pharmacy, the Board of Registered Nursing, the Board of Occupational Therapy, and the Veterinary Medical Board.

Last Action: Chapter 621, Statutes of 2005.

**SB 1112 (BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT COMMITTEE)  
CONTRACTORS: ARCHITECTS.**

Makes several non-controversial changes to provisions pertaining to the Contractors State License Board and the California Architects Board.

Last Action: Chapter 280, Statutes of 2005.

**SB 1113 (BUSINESS, PROFESSIONS, AND ECONOMIC DEVELOPMENT COMMITTEE)  
PROFESSIONS AND VOCATIONS.**

Makes changes pertaining to the licensing and regulation of contractors by the Contractors State License Board, including the reinstatement of a \$500 threshold for home improvement contracts and the provision that any contract for a swimming pool that does not conform with requirements under existing law shall be void and unenforceable. Also extends the authority of the Board for Professional Engineers and Land Surveyors to employ an executive officer to July 1, 2006.

Last Action: Chapter 48, Statutes of 2005.

**SB 1226 (CHESBRO) SURPLUS STATE PROPERTY: COUNTY OF NAPA.**

Authorizes the Director of the Department of General Services to sell or exchange at current fair market value, by January 1, 2009, to the County of Napa, certain property located in the County of Napa upon terms and conditions the Director deems are in the best interests of the state.

Last Action: Held on Assembly Floor.

**SB 1232 (GEORGE RUNNER) LICENSING: OUT-OF-STATE PHYSICIANS AND SURGEONS.**

Requires out-of-state physicians and surgeons applying for a license issued by the Medical Board of California to have held an unlimited and unrestricted license in another state continuously for a minimum of four years prior to the date of

application, and to have graduated from a medical school that provides a resident course of professional instruction.

Last Action: Chapter 133, Statutes of 2006.

**SB 1255 (COX) LOCAL AGENCIES: CONTRACTS.**

Exempts from the requirement to let out for bid, a county school district with average daily attendance of 1,000 to 6,999, in a county with an estimated population density greater than 200 residents per square mile in 2005.

Establishes a January 1, 2010, sunset date for these provisions.

Last Action: Held in Assembly Business and Professions Committee.

**SB 1267 (CEDILLO) OFFICE OF IMMIGRANT AFFAIRS.**

Establishes the Office of Immigrant Affairs within the Department of Community Services and Development to facilitate the integration and civic participation of immigrant communities.

Last Action: Held in Assembly Appropriations Committee.

**SB 1278 (ALQUIST) ALFRED E. ALQUIST SEISMIC SAFETY COMMISSION.**

Renames the Seismic Safety Commission (Commission) as the Alfred E. Alquist Seismic Safety Commission, places the Commission within the State and Consumer Services Agency as an independent unit, and requires the Legislature, prior to July 1, 2010, to hold public hearings to review the mission, membership, duties, and operations of the Commission.

Last Action: Chapter 532, Statutes of 2006.

**SB 1285 (AANESTAD) SPEECH-LANGUAGE PATHOLOGY.**

Expands the scope of practice of speech-language pathologists (SLP) to include performing suctioning in connection with an SLP's existing scope of practice after compliance with a medical facility's training protocols on suctioning procedures.

Last Action: Chapter 153, Statutes of 2006.

**SB 1359 (TORLAKSON) SUBSURFACE EXCAVATIONS: INSTALLATIONS.**

Requires an onsite meeting to determine the location of "high priority subsurface installations" prior to the start of an excavation, specifies who can determine the location of a high priority subsurface installation, and assigns liability for damages resulting from an excavator's and operator's failure to comply with its legal obligations.

Last Action: Chapter 651, Statutes of 2006.

**SB 1369 (MALDONADO) CLINICAL LABORATORIES: ANATOMIC PATHOLOGY SERVICES.**

Requires "direct billing" for anatomic pathology services (unless the person performing the services is exempted).

Last Action: Held in Assembly Health Committee.

**SB 1423 (FIGUEROA) LASER PROCEDURES.**

Requires the Medical Board of California and the Board of Registered Nursing to evaluate and study issues surrounding the use of laser or intense light pulse devices for elective cosmetic procedures, and to the extent they have the existing authority, to promulgate regulations to implement changes determined to be necessary as a result of the evaluation and study.

Last Action: Chapter 873, Statutes of 2006.

**SB 1438 (FIGUEROA) HEALING ARTS: REPORTING REQUIREMENTS.**

Recasts and clarifies existing law as it relates to the disclosure and reporting of information concerning settlements, arbitration awards, judgments in medical malpractice actions, and legal actions, for physicians, osteopaths, and podiatrists.

Last Action: Chapter 223, Statutes of 2006.

**SB 1452 (SPEIER) STATE AUDITS.**

Establishes a process for the Legislature to be informed when auditor recommendations are being ignored or not implemented by state agencies and to have audit findings reported to state agency counsel if audit findings are suppressed by management, and creates a framework to protect internal auditors from intimidation.

Last Action: Chapter 452, Statutes of 2006.

**SB 1472 (FIGUEROA) DENTISTRY: DENTAL HYGIENISTS.**

Creates the Dental Hygiene Bureau within the Department of Consumer Affairs for the regulation of registered dental hygienists and extends the sunset dates on the provisions for the Dental Board of California, the executive officer, and the Committee on Dental Auxiliaries to July 1, 2009.

Last Action: Vetoed.

**SB 1474 (FIGUEROA) BOARD OF BARBERING AND COSMETOLOGY.**

Resets the terms of office for members of the Board of Barbering and Cosmetology (Board), extends the sunset of the Board to July 1, 2009, provides for licensing of persons from another state or a foreign country, and makes it a misdemeanor for a person licensed by the Board to use laser treatment.

Last Action: Chapter 253, Statutes of 2006.

**SB 1475 (BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT COMMITTEE)  
HEALING ARTS.**

Makes several non-controversial changes to various provisions pertaining to regulatory boards of the Department of Consumer Affairs including the Board of Vocational Nursing and Psychiatric Technicians, the Board of Behavioral Sciences, and the Board of Pharmacy.

Last Action: Chapter 659, Statutes of 2006.

**SB 1476 (FIGUEROA) PRESCRIPTION DRUG PEDIGREES: LICENSING PROGRAMS' SUNSET DATES: PHYSICAL THERAPY.**

Requires the Physical Therapy Board to deny licensure to applicants who are required to register as sex offenders, revises a provision of law permitting unlicensed persons to practice occupational therapy by limiting this provision to out-of-state licensees who have applied for licensure in California, delays the implementation of electronic pedigree requirements for prescription drugs, and extends the sunset dates for numerous licensing programs under the Department of Consumer Affairs.

Last Action: Chapter 658, Statutes of 2006.

**SB 1490 (DUCHENY) CEMETERY REGULATION.**

Requires the Cemetery and Funeral Bureau (Bureau) to adopt regulations that establish minimum standards of maintenance for endowment care cemeteries under its jurisdiction and complete a study on endowment care funds. Also requires the Bureau to disclose specific information about cemeteries on its Internet website.

Last Action: Chapter 401, Statutes of 2006.

**SB 1536 (COX) STATE PROPERTY: CITY OF FOLSOM.**

Authorizes the Department of General Services to sell, lease, or exchange state property used by the Department of Corrections and Rehabilitation and the Department of Parks and Recreation to the City of Folsom for purposes of constructing a bridge across the American River.

Last Action: Chapter 255, Statutes of 2006.

**SB 1541 (DUCHENY) REGISTERED DENTAL ASSISTANTS: LICENSURE.**

Requires the Dental Board of California to license as a Registered Restorative Assistant, Registered Orthodontic Assistant, or Registered Surgery Assistant any person who completes a work experience pathway to licensure that meets specified requirements.

Last Action: Chapter 908, Statutes of 2006.

**SB 1542 (MIGDEN) VEHICLES: KEY INFORMATION ACCESS.**

Establishes a statutory scheme whereby a motor vehicle owner or family member could, through the use of a registered locksmith, access the necessary information from the motor vehicle manufacturer to enable a locksmith to produce a replacement key that would enable the vehicle owner to enter, start and operate the motor vehicle.

Last Action: Chapter 433, Statutes of 2006.

**SB 1550 (FIGUEROA) PROFESSIONAL FIDUCIARIES ACT.**

Establishes the Professional Fiduciaries Bureau within the Department of Consumer Affairs for the purpose of licensing and regulating professional fiduciaries (e.g., conservators and guardians).

Last Action: Chapter 491, Statutes of 2006.

**SB 1578 (LOWENTHAL) DOGS: TETHERING PROHIBITION.**

Prohibits the tethering, fastening, chaining, or tying of a dog to a dog house, tree, fence, or other stationary object, with an exemption provided for agricultural operations and tethering conducted pursuant to a valid license.

Last Action: Chapter 489, Statutes of 2006.

**SB 1604 (MARGETT) PUBLIC CONTRACTS: BIDS AND DISPUTES.**

Prohibits state and local government agencies from requiring bidders on public works contracts to submit proposed substitutions of products or materials called for in the bid specifications prior to the award of a contract.

Last Action: Held on Senate Floor.

**SB 1629 (SPEIER) PUBLIC CONTRACTS: FEDERAL LABORATORY CONTRACTING ACT.**

Permits state agencies to deviate from specified state contracting terms when entering into a contract with a federally funded Department of Energy or National Aeronautics and Space Administration laboratory.

Last Action: Chapter 256, Statutes of 2006.

**SB 1638 (FIGUEROA) MIDWIVES: ADVISORY COUNCIL: ANNUAL REPORT.**

Requires the Medical Board of California to create and appoint a Midwifery Advisory Council, and requires licensed midwives to make annual reports to the Office of Statewide Health Planning and Development containing specified information regarding the births the midwife assisted in delivering during the prior year.

Last Action: Chapter 536, Statutes of 2006.

**SB 1670 (AANESTAD) RADIOLOGIC TECHNOLOGY.**

Allows a certified radiologic technologist and a limited permit X-ray technician to devote continuing education hours to digital radiologic technology.

Last Action: Chapter 537, Statutes of 2006.

**SB 1737 (FIGUEROA) CONSUMER REBATES.**

Regulates the offering and fulfillment of consumer rebates, including requiring that consumers have a minimum of 30 days to submit a rebate request and companies have a maximum of 60 days to mail the rebate after receipt of the request, and limits what companies can require the consumer to provide in order to complete a rebate request form.

Last Action: Vetoed.

**SB 1807 (GEORGE RUNNER) SURPLUS PROPERTY: CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION FIRE STATION.**

Authorizes the Director of General Services to sell, lease, exchange, or transfer, upon terms and conditions the Director deems are in the state's best interests, the California Department of Forestry and Fire Protection fire station located in the Hesperia service area (San Bernardino County).

Last Action: Vetoed.

**SB 1848 (FIGUEROA) BOARD OF BARBERING AND COSMETOLOGY.**

Reconstitutes the membership of the Board of Barbering and Cosmetology (Board), and provides that a person who is licensed in barbering, cosmetology, or electrolysis by another state or a foreign country is exempt from the Board examination requirement if his or her license is in good standing and the license has been active for three of the last five years with no disciplinary action or criminal conviction.

Last Action: Held in Assembly Business and Professions Committee.

**SB 1849 (BUSINESS, PROFESSIONS, AND ECONOMIC DEVELOPMENT COMMITTEE)  
PROFESSIONS AND VOCATIONS.**

Makes technical changes to various provisions pertaining to regulatory boards of the Department of Consumer Affairs and professions regulated under the Business and Professions Code.

Last Action: Chapter 760, Statutes of 2006.