

**ASSEMBLY BILL**

**No. 270**

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**Introduced by Assembly Member Correa**

February 16, 2001

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An act to amend Sections 1601, 1603, 1610, and 5000 of the Business and Professions Code, relating to professions.

LEGISLATIVE COUNSEL'S DIGEST

AB 270, as introduced, Correa. Professions: membership of regulatory boards.

Existing law provides for the licensure and regulation of the practices of dentistry and of accountancy by, respectively, the Dental Board of California, consisting of 14 members, and the Board of Accountancy, consisting of 10 members.

This bill would increase the membership of the Dental Board of California to 16 and would increase the membership of the Board of Accountancy to 13.

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

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

1 SECTION 1. Section 1601 of the Business and Professions  
2 Code is amended to read:  
3 1601. (a) There is in the Department of Consumer Affairs *the*  
4 Dental Board of California in which the administration of this  
5 chapter is vested. The board consists of eight practicing dentists,  
6 one registered dental hygienist, one registered dental assistant, and  
7 ~~four~~ *six* public members. The board shall be organized into

1 standing committees dealing with examinations, enforcement, and  
2 other subjects as the board deems appropriate.

3 This section shall become inoperative on July 1, 2002, and, as  
4 of January 1, 2003, is repealed, unless a later enacted statute,  
5 which becomes effective on or before January 1, 2003, deletes or  
6 extends the dates on which it becomes inoperative and is repealed.  
7 The repeal of this section renders the board subject to the review  
8 required by Division 1.2 (commencing with Section 473).

9 (b) For purposes of this chapter, any reference in this chapter  
10 to the Board of Dental Examiners shall be deemed to refer to the  
11 Dental Board of California.

12 SEC. 2. Section 1603 of the Business and Professions Code  
13 is amended to read:

14 1603. Members of the board shall be appointed for a term of  
15 four years, and each member shall hold office until the  
16 appointment and qualification of his or her successor or until one  
17 year shall have elapsed since the expiration of the term for which  
18 he or she was appointed, whichever first occurs.

19 A vacancy occurring during a term shall be filled by  
20 appointment for the unexpired term, within 30 days after it occurs.

21 No person shall serve as a member of the board for more than  
22 two terms.

23 The Governor shall appoint ~~two~~ *four* of the public members, the  
24 dental hygienist member, the dental assistant member, and the  
25 eight licensed dentist members of the board. The Senate Rules  
26 Committee and the Speaker of the Assembly shall each appoint a  
27 public member, and their initial appointment shall be made to fill,  
28 respectively, the first and second public member vacancies ~~which~~  
29 *that* occur on or after January 1, 1983.

30 ~~The Governor shall appoint the dental hygienist member on or~~  
31 ~~after January 1, 1984. The initial term of the dental hygienist~~  
32 ~~member shall expire on January 1, 1988.~~

33 ~~The Governor shall appoint the dental assistant member on or~~  
34 ~~after January 1, 1987. The initial term of the dental assistant~~  
35 ~~member shall expire on January 1, 1991.~~

36 SEC. 3. Section 1610 of the Business and Professions Code  
37 is amended to read:

38 1610. ~~Eight~~ *Nine* members of the board shall constitute a  
39 quorum for the transaction of business at any meeting.



1 SEC. 4. Section 5000 of the Business and Professions Code  
2 is amended to read:

3 5000. There is in the Department of Consumer Affairs the  
4 California Board of Accountancy, which consists of ~~10~~ 13  
5 members, five of whom shall be certified public accountants, one  
6 of whom shall be a public accountant, and ~~four~~ seven of whom  
7 shall be public members who shall not be licentiates of the board  
8 or registered by the board. The board has the powers and duties  
9 conferred by this chapter.

10 The Governor shall appoint ~~two~~ five of the public members, the  
11 five certified public accountant members, and the public  
12 accountant member qualified as provided in this section. The  
13 Senate Rules Committee and the Speaker of the Assembly shall  
14 each appoint a public member. In appointing the five certified  
15 public accountant members, the Governor shall appoint members  
16 representing a cross section of the accounting profession with at  
17 least one member representing a small public accounting firm. For  
18 the purposes of this chapter, a small public accounting firm shall  
19 be defined as a professional firm that employs a total of no more  
20 than four certified public accountants as partners, owners, or  
21 full-time employees in the practice of public accountancy within  
22 the State of California.

23 This section shall become operative on July 1, 1997, and shall  
24 become inoperative on July 1, 2002, and as of January 1, 2003, is  
25 repealed, unless a later enacted statute, that becomes effective on  
26 or before January 1, 2003, deletes or extends the dates on which  
27 this section becomes inoperative and is repealed. The repeal of this  
28 section renders the board subject to the review required by  
29 Division 1.2 (commencing with Section 473).

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