

**ASSEMBLY BILL**

**No. 1360**

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**Introduced by Assembly Member Pescetti**

February 23, 2001

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An act to add Sections 1635 and 2216.3 to the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1360, as introduced, Pescetti. Dentists: physicians: professional liability insurance.

Existing law provides for licensing and regulation of dentists, and physicians and surgeons, pursuant to the Dental Practice Act and the Medical Practice Act, respectively.

Existing law provides that it is unprofessional conduct for a physician and surgeon to fail to provide adequate security by liability insurance, or by participation in an interindemnity trust, for claims by patients arising out of surgical procedures performed outside of a general acute care hospital.

This bill would require dentists, and physicians and surgeons, to disclose to their patients whether they carry professional liability insurance.

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 1635 is added to the Business and
- 2 Professions Code, to read:

1 1635. A licensed dentist shall disclose to his or her patients  
2 whether he or she carries professional liability insurance.  
3 SEC. 2. Section 2216.3 is added to the Business and  
4 Professions Code, to read:  
5 2216.3. A physician and surgeon shall disclose to his or her  
6 patients whether he or she carries professional liability insurance.

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