

**Introduced by Senator Figueroa**

February 22, 2002

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~~An act to add Section 104.5 to the Business and Professions Code, relating to professions and vocations. An act to amend Sections 2709.5 and 2851 of the Business and Professions Code, relating to nursing.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 2059, as amended, Figueroa. ~~Professions and vocations—Nursing.~~

(1) Existing law, the Nursing Practice Act, provides for the licensure of registered nurses by the Board of Registered Nursing. Existing law provides that any fees required by the board may be paid by customary mediums of exchange, including a postal money order.

This bill would delete the specification that a money order be a postal money order.

(2) Existing law, the Vocational Nursing Practice Act, creates the Board of Vocational Nursing and Psychiatric Technicians of the State of California, which is composed of 11 members. Under existing law, 5 members of the board constitute a quorum for transaction of business at a meeting.

This bill would instead require 6 members of the board to constitute a quorum.

~~Existing law provides for the licensing and regulation of various professions and vocations that are each administered by a board within the Department of Consumer Affairs.~~

~~This bill would require every board within the department that issues licenses to promulgate regulations by January 1, 2004, establishing a~~

~~policy for the disclosure of information about its licensees to the public. The bill would require that the regulations mandate disclosure of all information related to the qualifications, competency, functions, or duties of its licensees, unless the disclosure would violate a licensee’s right to privacy under the California Constitution or to procedural due process of law.~~

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

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

1 ~~SECTION 1.—Section 104.5 is added to the Business and~~  
2 *SECTION 1. Section 2709.5 of the Business and Professions*  
3 *Code is amended to read:*

4 2709.5. The board shall accept in payment of any fee required  
5 by this chapter cash or any customary or generally accepted  
6 medium of exchange, including check, cashier’s check, certified  
7 check, or ~~postal~~ money order. For the purposes of this section,  
8 customary or generally accepted medium of exchange does not  
9 include postage stamps.

10 *SEC. 2. Section 2851 of the Business and Professions Code is*  
11 *amended to read:*

12 2851. ~~Five~~ *Six* members of the board constitute a quorum for  
13 transaction of business at any meeting.

14 ~~Professions Code, to read:~~

15 ~~104.5.—(a) By January 1, 2004, every board shall promulgate~~  
16 ~~regulations establishing a board policy for the disclosure of~~  
17 ~~information within the board’s possession about its licensees that~~  
18 ~~is related to the qualifications, competency, functions, or duties of~~  
19 ~~its licensees. The regulations shall require the disclosure to the~~  
20 ~~public of all related information, unless the disclosure would~~  
21 ~~violate the licensee’s right to privacy under Section 1 of Article I~~  
22 ~~of the California Constitution or his or her right to procedural due~~  
23 ~~process of law.~~

24 ~~(b) As used in this section, “board” means every single board,~~  
25 ~~bureau, commission, committee, and similarly constituted agency~~  
26 ~~in the department that issues licenses.—~~

