

AMENDED IN SENATE JULY 1, 2008
AMENDED IN SENATE JUNE 17, 2008

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 2444

Introduced by Assembly Member Nakanishi

February 21, 2008

An act to amend Section 2233 of the Business and Professions Code, relating to medicine.

LEGISLATIVE COUNSEL'S DIGEST

AB 2444, as amended, Nakanishi. Medical Board of California: disciplinary actions.

Existing law, the Medical Practice Act, provides for the licensure and regulation of ~~physician~~ *physicians* and surgeons by the Medical Board of California. Under existing law, the board is responsible for administering the disciplinary provisions of the act and is authorized to issue public letters of reprimand under specified circumstances, rather than filing or prosecuting a formal accusation.

This bill would allow the board to include a requirement for specified training or education in a public letter of reprimand.

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 2233 of the Business and Professions
- 2 Code is amended to read:

1 2233. (a) The board may, by stipulation or settlement with the
2 affected physician and surgeon, issue a public letter of reprimand
3 after it has conducted an investigation or inspection as provided
4 in this article, rather than filing or prosecuting a formal accusation.
5 *The public letter of reprimand may, at the discretion of the board,*
6 *include a requirement for specified training or education.* The
7 affected physician and surgeon shall indicate agreement or
8 nonagreement in writing within 30 days of formal notification by
9 the board of its intention to issue the letter. The board, at its option,
10 may extend the response time. Use of a public reprimand shall be
11 limited to minor violations and shall be issued under guidelines
12 established by regulations of the board. A public letter of reprimand
13 issued pursuant to this section may be disclosed to an inquiring
14 member of the public.

15 ~~(b) Notwithstanding any other provision of law, a public letter~~
16 ~~of reprimand issued pursuant to this section may, at the discretion~~
17 ~~of the board, include a requirement for specified training or~~
18 ~~education.~~