

ASSEMBLY BILL

No. 1896

Introduced by Assembly Member Chesbro

February 22, 2012

An act to amend the heading of Article 10 (commencing with Section 710) of Chapter 1 of Division 2 of, and to add Section 719 to, the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1896, as introduced, Chesbro. Tribal health programs: health care practitioners.

Under existing federal law, licensed health professionals employed by a tribal health program are required to be exempt, if licensed in any state, from the licensing requirements of the state in which the tribal health program performs specified services. A tribal health program is defined as an Indian tribe or tribal organization that operates any health program, service, function, activity, or facility funded, in whole or part, by the Indian Health Service.

Existing law provides for the licensure and regulation of health care practitioners by various healing arts boards.

This bill would codify that federal requirement by specifying that a health care practitioner employed by a tribal health program is exempt from any state licensing requirement where the tribal health program performs specified services.

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

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

1 SECTION 1. The heading of Article 10 (commencing with
2 Section 710) of Chapter 1 of Division 2 of the Business and
3 Professions Code is amended to read:

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5 Article 10. Federal Personnel *and Tribal Health Programs*
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7 SEC. 2. Section 719 is added to the Business and Professions
8 Code, to read:

9 719. (a) A health care practitioner employed by a tribal health
10 program, as defined in Section 1603 of Title 25 of the United States
11 Code, shall be exempt from any licensing requirement described
12 in this division where the tribal health program performs the
13 services described in the contract or compact of the tribal health
14 program under the Indian Self-Determination and Education
15 Assistance Act (25 U.S.C. Sec. 450 et seq.).

16 (b) For purposes of this section, “health care practitioner” means
17 any person who engages in acts that are the subject of licensure
18 or regulation under this division or any initiative act referred to in
19 this division.

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