

**Introduced by Senator Wright**

January 19, 2012

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An act to add Section 101.2 to the Business and Professions Code, relating to professions and vocations.

LEGISLATIVE COUNSEL'S DIGEST

SB 975, as introduced, Wright. Professions and vocations: regulatory authority.

Existing law, the Business and Professions Code, provides for the licensure and regulation of various professions and vocations by boards, bureaus, and commissions within the Department of Consumer Affairs.

This bill would provide that those boards, bureaus, and commissions have the sole and exclusive authority in state government to license and regulate the practice of professions and vocations regulated by those boards pursuant to provisions of that code, and that no licensing requirements, as specified, shall be imposed upon a person licensed to practice one of those professions or vocations other than under that code or by regulation promulgated by the applicable board through its authority granted under that code.

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. Section 101.2 is added to the Business and
- 2 Professions Code, to read:
- 3 101.2. (a) (1) The boards specified in Section 101 shall have
- 4 the sole and exclusive authority in state government to license and

1 regulate the practice of professions and vocations regulated by  
2 those boards pursuant to provisions of this code.

3 (2) No licensing requirement shall be imposed upon a person  
4 licensed to practice a profession or vocation regulated by a board  
5 specified in Section 101 other than by this code or by regulation  
6 promulgated by the applicable board through its authority granted  
7 under this code.

8 (b) For purposes of this section, “licensing requirements”  
9 include, but are not limited to, the following with respect to a  
10 profession or vocation licensed and regulated by a board specified  
11 in Section 101:

12 (1) Additional training or certification requirements to practice  
13 within the scope of practice of a profession or vocation licensed  
14 under this code.

15 (2) Continuing education requirements for renewal or  
16 continuation of licensure.

17 (3) Any additional requirements beyond those provided in this  
18 code or pursuant to regulations promulgated by the applicable  
19 board specified in Section 101 through its authority granted under  
20 this code.

21 (c) Nothing in this section shall be construed to do either of the  
22 following:

23 (1) Prohibit parties from contractually agreeing to additional  
24 experience, qualifications, or training of a licensee under this code  
25 in connection with performance of a contract.

26 (2) Prohibit a licensee from voluntarily undertaking satisfaction  
27 of certification programs not required under this code for licensure  
28 by a board specified in Section 101.