

**Assembly Bill No. 1558**

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Passed the Assembly    September 2, 1999

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*Chief Clerk of the Assembly*

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Passed the Senate    September 1, 1999

\_\_\_\_\_  
*Secretary of the Senate*

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This bill was received by the Governor this \_\_\_\_\_ day  
of \_\_\_\_\_, 1999, at \_\_\_\_\_ o'clock \_\_\_\_M.

\_\_\_\_\_  
*Private Secretary of the Governor*



## CHAPTER \_\_\_\_\_

An act to add Section 2244 to the Business and Professions Code, relating to the practice of medicine, and making an appropriation therefor.

## LEGISLATIVE COUNSEL'S DIGEST

AB 1558, Wildman. Practice of medicine: unprofessional conduct.

Existing law provides for the discipline of physicians and surgeons for unprofessional conduct, as specified. Existing law also provides for all moneys paid to and received by the board to be paid into the State Treasury and credited to the Contingent Fund of the Medical Board of California, which is continuously appropriated for the purposes of the board.

This bill would require a physician and surgeon who collects biological specimens for clinical testing or examination to secure or ensure that his or her employees, agents, or contractors secure those specimens in a locked container when placed in a public location outside of the custodial control of the physician and surgeon, or his or her employees, agents, or contractors, as specified. The bill would provide as of July 1, 2000, that the board may impose a fine against a licensee not to exceed \$1,000 for a violation of these provisions. These provisions, however, would not apply to biological specimens received by mail in compliance with applicable laws and regulations.

By providing that the board may impose a fine against a licensee for a violation of these provisions, the bill would increase the amount of moneys deposited in a continuously appropriated fund, thereby making an appropriation.

The bill would provide that it shall only become operative if both this bill and SB 765 are enacted and become law effective on or before January 1, 2000.

Appropriation: yes.



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

SECTION 1. Section 2244 is added to the Business and Professions Code, to read:

2244. A physician and surgeon who collects biological specimens for clinical testing or examination shall secure or ensure that his or her employees, agents, or contractors secure those specimens in a locked container when those specimens are placed in a public location outside of the custodial control of the licensee, or his or her employees, agents, or contractors, pursuant to the requirements of Section 681.

Commencing July 1, 2000, the board may impose a fine against a licensee not to exceed the sum of one thousand dollars (\$1,000) for a violation of this section.

This section shall not apply when the biological specimens have been received by mail in compliance with all applicable laws and regulations.

SEC. 2. This bill shall only become operative if both this bill and Senate Bill 765 of the 1999–2000 Regular Session are enacted and become effective on or before January 1, 2000.



Approved \_\_\_\_\_, 1999

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*Governor*

