

AMENDED IN ASSEMBLY JANUARY 24, 2000

AMENDED IN ASSEMBLY JUNE 2, 1999

AMENDED IN ASSEMBLY APRIL 12, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

**ASSEMBLY BILL**

**No. 869**

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**Introduced by Assembly Member Keeley**

**(Coauthors: ~~Assembly Members Cedillo, Firebaugh, Gallegos, Honda, Longville, Reyes, Romero, Soto, Torlakson, Villaraigosa, Washington, Wesson, and Wildman~~)**

**(Coauthor: ~~Senator Hughes~~)**

February 25, 1999

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*An act to amend Section 1647.11 of the Business and Professions Code, relating to ~~insurance~~ oral conscious sedation, and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

AB 869, as amended, Keeley. ~~Insurers and others: investments~~ *Oral conscious sedation.*

*Existing law prohibits after December 31, 1999, any dentist from administering oral conscious sedation on an outpatient basis to a patient under 13 years of age unless the dentist meets specified licensing and permit requirements.*

*This bill would extend the date for the operation of these provisions to December 31, 2000.*

*The bill would declare that it is to take effect immediately as an urgency statute.*

~~Existing law governing insurance prescribes certain authorized investments that can be made by insurers.~~

~~This bill would make legislative findings and declarations concerning the need to encourage insurers and others doing business in California to make investments in low-income communities.~~

Vote: ~~majority~~ 2/3. 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 Legislature finds and declares all of~~  
2 *SECTION 1. Section 1647.11 of the Business and*  
3 *Professions Code is amended to read:*

4 1647.11. (a) Notwithstanding subdivision (a) of  
5 Section 1647.1, after December 31, ~~1999~~ 2000, no dentist  
6 shall administer oral conscious sedation on an outpatient  
7 basis to a minor patient unless one of the following  
8 conditions is met:

9 (1) The dentist possesses a current license in good  
10 standing to practice dentistry in California and either  
11 holds a valid general anesthesia permit, conscious  
12 sedation permit, or has been certified by the board,  
13 pursuant to Section 1647.12, to administer oral sedation to  
14 minor patients.

15 (2) The dentist possesses a current permit issued  
16 under Section 1638 or 1640 and either holds a valid  
17 general anesthesia permit, or conscious sedation permit,  
18 or possesses a certificate as a provider of oral conscious  
19 sedation to minor patients in compliance with, and  
20 pursuant to, this article.

21 (b) Certification as a provider of oral conscious  
22 sedation to minor patients expires at the same time the  
23 license or permit of the dentist expires unless renewed at  
24 the same time the dentist's license or permit is renewed  
25 after its issuance, unless certification is renewed as  
26 provided in this article.



1 (c) This article shall not apply to the administration of  
2 local anesthesia or a mixture of nitrous oxide and oxygen,  
3 or to the administration, dispensing, or prescription of  
4 postoperative medications.

5 *SEC. 2. This act is an urgency statute necessary for*  
6 *the immediate preservation of the public peace, health,*  
7 *or safety within the meaning of Article IV of the*  
8 *Constitution and shall go into immediate effect. The facts*  
9 *constituting the necessity are:*

10 *In order to allow the Dental Board of California*  
11 *adequate time within which to promulgate regulations*  
12 *required to effectively implement the provisions of*  
13 *Article 2.8 (commencing with Section 1647) of Chapter*  
14 *4 of Division 2 of the Business and Professions Code, it is*  
15 *necessary that this act take immediate effect.*

16 ~~the following:~~

17 ~~(a) Insurers and others doing business in California are~~  
18 ~~vital and integral parts of the California economy.~~

19 ~~(b) Investments in low-income communities in~~  
20 ~~California have been insufficient, resulting in a low level~~  
21 ~~of economic vitality, substandard housing, and a decline~~  
22 ~~in the quality of life in many rural and urban areas.~~

23 ~~(c) It is, therefore, the intent of the Legislature to~~  
24 ~~encourage, through incentives and other mechanisms,~~  
25 ~~insurers and others doing business in California to make~~  
26 ~~safe investments and sound community development~~  
27 ~~investments in low-income communities that benefit~~  
28 ~~low-income individuals and have a positive impact on~~  
29 ~~those communities. The investments should include~~  
30 ~~investments intended to create or retain jobs or to create~~  
31 ~~new or expanded business opportunities.~~

