

AMENDED IN SENATE SEPTEMBER 6, 2013

AMENDED IN SENATE SEPTEMBER 3, 2013

AMENDED IN SENATE JULY 11, 2013

AMENDED IN SENATE JUNE 24, 2013

AMENDED IN ASSEMBLY MAY 8, 2013

AMENDED IN ASSEMBLY MAY 7, 2013

AMENDED IN ASSEMBLY APRIL 25, 2013

AMENDED IN ASSEMBLY MARCH 21, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1000

Introduced by Assembly Members Wieckowski and Maienschein

February 22, 2013

An act to amend Sections 2406 and 2660 of, and to add Sections 2406.5 and 2620.1 to, the Business and Professions Code, and to amend Section 13401.5 of the Corporations Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

AB 1000, as amended, Wieckowski. Physical therapists: direct access to services: professional corporations.

Existing law, the Physical Therapy Practice Act, creates the Physical Therapy Board of California and makes it responsible for the licensure and regulation of physical therapists. The act makes it a crime to violate any of its provisions. The act authorizes the board to suspend, revoke, or impose probationary conditions on a license, certificate, or approval issued under the act for unprofessional conduct, as specified.

This bill would specify that patients may access physical therapy treatment directly and would, in those circumstances, require a physical therapist to refer his or her patient to another specified healing arts practitioner if the physical therapist has reason to believe the patient has a condition requiring treatment or services beyond that scope of practice or if the patient is not progressing, to disclose to the patient any financial interest he or she has in treating the patient, and, with the patient's written authorization, to notify the patient's physician and surgeon, if any, that the physical therapist is treating the patient. The bill would prohibit a physical therapist from treating a patient who initiated services directly for the lesser of more than 45 calendar days or 12 visits, except as specified, and would prohibit a physical therapist from performing services on that patient before obtaining the patient's signature on a specified notice regarding these limitations on treatment. The bill would provide that failure to comply with these provisions constitutes unprofessional conduct subject to disciplinary action by the board.

Because the bill would specify additional requirements under the Physical Therapy Practice Act, the violation of which would be a crime, it would impose a state-mandated local program.

The Moscone-Knox Professional Corporation Act provides for the organization of a corporation under certain existing law for the purposes of qualifying as a professional corporation under that act and rendering professional services. The act authorizes specified healing arts practitioners to be shareholders, officers, directors, or professional employees of a designated professional corporation, subject to certain limitations relating to ownership of shares. Existing law also defines a medical corporation or podiatry corporation that is authorized to render professional services as long as that corporation and its shareholders, officers, directors, and employees rendering professional services who are physicians, psychologists, registered nurses, optometrists, podiatrists or, in the case of a medical corporation only, physician assistants, are in compliance with the act.

This bill would specify that those provisions do not limit employment by a professional corporation of only those specified licensed professionals. The bill would authorize any person duly licensed under the Business and Professions Code, the Chiropractic Act, or the Osteopathic Act to be employed to render professional services by a professional corporation. The bill would expressly add physical therapists and occupational therapists to the list of healing arts

professionals who may be professional employees of a medical corporation or podiatry corporation, and would add licensed physical therapists to the list of healing arts practitioners who may be shareholders, officers, or directors of a medical corporation or a podiatric medical corporation. The bill would also provide that specified healing arts licensees may be shareholders, officers, directors, or professional employees of a physical therapy corporation. The bill would also require a practitioner, except as specified, who refers a patient to a physical therapist who is employed by a professional corporation to make a specified disclosure to the patient.

This bill would incorporate additional changes to Section 2660 of the Business and Professions Code proposed by SB 198 that would become operative if this bill and SB 198 are enacted and this bill is chaptered last.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that no reimbursement is required by this act for a specified reason.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: yes.

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

1 SECTION 1. The Legislature finds and declares that an
2 individual’s access to early intervention to physical therapy
3 treatment may decrease the duration of a disability, reduce pain,
4 and lead to a quicker recovery.

5 SEC. 2. Section 2406 of the Business and Professions Code is
6 amended to read:

7 2406. A medical corporation or podiatry corporation is a
8 corporation that is authorized to render professional services, as
9 defined in Section 13401 of the Corporations Code, so long as that
10 corporation and its shareholders, officers, directors, and employees
11 rendering professional services who are physicians and surgeons,
12 psychologists, registered nurses, optometrists, podiatrists,
13 chiropractors, acupuncturists, naturopathic doctors, physical
14 therapists, occupational therapists, or, in the case of a medical
15 corporation only, physician assistants, marriage and family
16 therapists, clinical counselors, or clinical social workers, are in

1 compliance with the Moscone-Knox Professional Corporation Act,
2 the provisions of this article, and all other statutes and regulations
3 now or hereafter enacted or adopted pertaining to the corporation
4 and the conduct of its affairs.

5 With respect to a medical corporation or podiatry corporation,
6 the governmental agency referred to in the Moscone-Knox
7 Professional Corporation Act is the board.

8 SEC. 3. Section 2406.5 is added to the Business and Professions
9 Code, to read:

10 2406.5. (a) When a physician and surgeon, podiatrist, or other
11 referring practitioner refers a patient to receive services by a
12 physical therapist employed by a professional corporation as
13 defined in Section 13401 of the Corporations Code, the referring
14 practitioner shall comply with Article 6 (commencing with Section
15 650) of Chapter 1, and shall provide notice of the following to the
16 patient, orally and in writing, in at least 14-point type and signed
17 by the patient:

18 (1) That the patient may seek physical therapy treatment services
19 from a physical therapy provider of his or her choice who may not
20 necessarily be employed by the medical or podiatry corporation.

21 (2) If the patient chooses to be treated by an employed physical
22 therapist, any financial interest the referring practitioner has in the
23 corporation.

24 (b) This section shall not apply to a physician and surgeon,
25 podiatrist, or other referring practitioner who is in a medical group
26 with which a health care service plan, that is licensed pursuant to
27 the Knox-Keene Health Care Service Plan Act of 1975 (Chapter
28 2.2 (commencing with Section 1340) of Division 2 of the Health
29 and Safety Code) and is also exempt from federal taxation pursuant
30 to Section 501(c)(3) of the Internal Revenue Code, exclusively
31 contracts to provide professional medical services for its enrollees.

32 SEC. 4. Section 2620.1 is added to the Business and Professions
33 Code, to read:

34 2620.1. (a) In addition to receiving those services authorized
35 by Section 2620, a person may initiate physical therapy treatment
36 directly from a licensed physical therapist if the treatment is within
37 the scope of practice of physical therapists, as defined in Section
38 2620, and all of the following conditions are met:

39 (1) If, at any time, the physical therapist has reason to believe
40 that the patient has signs or symptoms of a condition that requires

1 treatment beyond the scope of practice of a physical therapist or
2 the patient is not progressing toward documented treatment goals
3 as demonstrated by objective, measurable, or functional
4 improvement, the physical therapist shall refer the patient to a
5 person holding a physician and surgeon's certificate issued by the
6 Medical Board of California or by the Osteopathic Medical Board
7 of California or to a person licensed to practice dentistry, podiatric
8 medicine, or chiropractic.

9 (2) The physical therapist shall comply with Section 2633, and
10 shall disclose to the patient any financial interest he or she has in
11 treating the patient and, if working in a physical therapy
12 corporation, shall comply with Article 6 (commencing with Section
13 650) of Chapter 1.

14 (3) With the patient's written authorization, the physical
15 therapist shall notify the patient's physician and surgeon, if any,
16 that the physical therapist is treating the patient.

17 (4) The physical therapist shall not continue treating the patient
18 beyond 45 calendar days or 12 visits, whichever occurs first,
19 without receiving, from a person holding a physician and surgeon's
20 certificate from the Medical Board of California or the Osteopathic
21 Medical Board of California or from a person holding a certificate
22 to practice podiatric medicine from the California Board of
23 Podiatric Medicine and acting within his or her scope of practice,
24 a dated signature on the physical therapist's plan of care indicating
25 approval of the physical therapist's plan of care. Approval of the
26 physical therapist's plan of care shall include an in-person patient
27 examination and evaluation of the patient's condition and, if
28 indicated, testing by the physician and surgeon or podiatrist.

29 (b) The conditions in paragraph (4) of subdivision (a) do not
30 apply to a physical therapist when he or she is only providing
31 wellness physical therapy services to a patient as described in
32 subdivision (a) of Section 2620.

33 (c) (1) This section does not expand or modify the scope of
34 practice for physical therapists set forth in Section 2620, including
35 the prohibition on a physical therapist diagnosing a disease.

36 (2) This section does not restrict or alter the scope of practice
37 of any other health care professional.

38 (d) Nothing in this section shall be construed to require a health
39 care service plan, insurer, workers' compensation insurance plan,

1 employer, or state program to provide coverage for direct access
2 to treatment by a physical therapist.

3 (e) When a person initiates physical therapy treatment services
4 directly, pursuant to this section, the physical therapist shall not
5 perform physical therapy treatment services without first providing
6 the following notice to the patient, orally and in writing, in at least
7 14-point type and signed by the patient:

8
9 “Direct Physical Therapy Treatment Services

10
11 You are receiving direct physical therapy treatment services
12 from an individual who is a physical therapist licensed by the
13 Physical Therapy Board of California.

14 Under California law, you may continue to receive direct
15 physical therapy treatment services for a period of up to 45 calendar
16 days or 12 visits, whichever occurs first, after which time a physical
17 therapist may continue providing you with physical therapy
18 treatment services only after receiving, from a person holding a
19 physician and surgeon’s certificate issued by the Medical Board
20 of California or by the Osteopathic Medical Board of California,
21 or from a person holding a certificate to practice podiatric medicine
22 from the California Board of Podiatric Medicine and acting within
23 his or her scope of practice, a dated signature on the physical
24 therapist’s plan of care indicating approval of the physical
25 therapist’s plan of care and that an in-person patient examination
26 and evaluation was conducted by the physician and surgeon or
27 podiatrist.

28
29 _____
Patient’s Signature/Date”

30 SEC. 5. Section 2660 of the Business and Professions Code is
31 amended to read:

32 2660. The board may, after the conduct of appropriate
33 proceedings under the Administrative Procedure Act, suspend for
34 not more than 12 months, or revoke, or impose probationary
35 conditions upon any license, certificate, or approval issued under
36 this chapter for unprofessional conduct that includes, but is not
37 limited to, one or any combination of the following causes:

- 38 (a) Advertising in violation of Section 17500.
- 39 (b) Fraud in the procurement of any license under this chapter.

1 (c) Procuring or aiding or offering to procure or aid in criminal
2 abortion.

3 (d) Conviction of a crime that substantially relates to the
4 qualifications, functions, or duties of a physical therapist or
5 physical therapist assistant. The record of conviction or a certified
6 copy thereof shall be conclusive evidence of that conviction.

7 (e) Habitual intemperance.

8 (f) Addiction to the excessive use of any habit-forming drug.

9 (g) Gross negligence in his or her practice as a physical therapist
10 or physical therapist assistant.

11 (h) Conviction of a violation of any of the provisions of this
12 chapter or of the Medical Practice Act, or violating, or attempting
13 to violate, directly or indirectly, or assisting in or abetting the
14 violating of, or conspiring to violate any provision or term of this
15 chapter or of the Medical Practice Act.

16 (i) The aiding or abetting of any person to violate this chapter
17 or any regulations duly adopted under this chapter.

18 (j) The aiding or abetting of any person to engage in the unlawful
19 practice of physical therapy.

20 (k) The commission of any fraudulent, dishonest, or corrupt act
21 that is substantially related to the qualifications, functions, or duties
22 of a physical therapist or physical therapist assistant.

23 (l) Except for good cause, the knowing failure to protect patients
24 by failing to follow infection control guidelines of the board,
25 thereby risking transmission of bloodborne infectious diseases
26 from licensee to patient, from patient to patient, and from patient
27 to licensee. In administering this subdivision, the board shall
28 consider referencing the standards, regulations, and guidelines of
29 the State Department of Public Health developed pursuant to
30 Section 1250.11 of the Health and Safety Code and the standards,
31 regulations, and guidelines pursuant to the California Occupational
32 Safety and Health Act of 1973 (Part 1 (commencing with Section
33 6300) of Division 5 of the Labor Code) for preventing the
34 transmission of HIV, hepatitis B, and other bloodborne pathogens
35 in health care settings. As necessary, the board shall consult with
36 the Medical Board of California, the California Board of Podiatric
37 Medicine, the Dental Board of California, the Board of Registered
38 Nursing, and the Board of Vocational Nursing and Psychiatric
39 Technicians of the State of California, to encourage appropriate
40 consistency in the implementation of this subdivision.

1 The board shall seek to ensure that licensees are informed of the
2 responsibility of licensees and others to follow infection control
3 guidelines, and of the most recent scientifically recognized
4 safeguards for minimizing the risk of transmission of bloodborne
5 infectious diseases.

6 (m) The commission of verbal abuse or sexual harassment.

7 (n) Failure to comply with the provisions of Section 2620.1.

8 *SEC. 5.5. Section 2660 of the Business and Professions Code*
9 *is amended to read:*

10 2660. *Unprofessional conduct constitutes grounds for citation,*
11 *discipline, denial of a license, or issuance of a probationary*
12 *license. The board may, after the conduct of appropriate*
13 *proceedings under the Administrative Procedure Act, Act (Chapter*
14 *4.5 (commencing with Section 11400) of Part 1 of Division 3 of*
15 *Title 2 of the Government Code), issue a citation, impose discipline,*
16 *deny a license, suspend for not more than 12 months, or revoke,*
17 *or impose probationary conditions upon any license, certificate,*
18 *or approval license issued under this chapter for unprofessional*
19 *conduct that includes, in addition to other provisions of this*
20 *chapter, but is not limited to, one or any combination of the*
21 *following causes: the following:*

22 (a) *Violating or attempting to violate, directly or indirectly,*
23 *assisting in or abetting the violation of, or conspiring to violate*
24 *any provision of this chapter, any regulations duly adopted under*
25 *this chapter, or the Medical Practice Act (Chapter 5 (commencing*
26 *with Section 2000)).*

27 ~~(a)~~

28 (b) *Advertising in violation of Section 17500.*

29 ~~(b) Fraud in the procurement of any license under this chapter.~~

30 ~~(c) Procuring or aiding or offering to procure or aid in criminal~~
31 ~~abortion.~~

32 (c) *Obtaining or attempting to obtain a license by fraud or*
33 *misrepresentation.*

34 (d) *Practicing or offering to practice beyond the scope of*
35 *practice of physical therapy.*

36 ~~(d)~~

37 (e) *Conviction of a crime that substantially relates to the*
38 *qualifications, functions, or duties of a physical therapist or*
39 *physical therapist assistant. The record of conviction or a certified*
40 *copy thereof shall be conclusive evidence of that conviction.*

- 1 ~~(e) Habitual intemperance.~~
- 2 ~~(f) Addiction to the excessive use of any habit-forming drug.~~
- 3 ~~(g) Gross negligence in his or her practice as a physical therapist~~
- 4 ~~or physical therapist assistant.~~
- 5 ~~(h) Conviction of a violation of any of the provisions of this~~
- 6 ~~chapter or of the Medical Practice Act, or violating, or attempting~~
- 7 ~~to violate, directly or indirectly, or assisting in or abetting the~~
- 8 ~~violating of, or conspiring to violate any provision or term of this~~
- 9 ~~chapter or of the Medical Practice Act.~~
- 10 ~~(i) The aiding or abetting of any person to violate this chapter~~
- 11 ~~or any regulations duly adopted under this chapter.~~
- 12 *(f) Unlawful possession or use of, or conviction of a criminal*
- 13 *offense involving, a controlled substance as defined in Division*
- 14 *10 (commencing with Section 11000) of the Health and Safety*
- 15 *Code, or any dangerous drug as defined in Article 2 (commencing*
- 16 *with Section 4015) of Chapter 9, as follows:*
- 17 *(1) Obtaining or possessing in violation of law, or except as*
- 18 *directed by a licensed physician and surgeon, dentist, or podiatrist,*
- 19 *administering to himself or herself, or furnishing or administering*
- 20 *to another, any controlled substances or any dangerous drug.*
- 21 *(2) Using any controlled substance or any dangerous drug.*
- 22 *(3) Conviction of a criminal offense involving the consumption*
- 23 *or self-administration of, or the possession of, or falsification of*
- 24 *a record pertaining to, any controlled substance or any dangerous*
- 25 *drug, in which event the record of the conviction is conclusive*
- 26 *evidence thereof.*
- 27 *(g) Failure to maintain adequate and accurate records relating*
- 28 *to the provision of services to his or her patients.*
- 29 *(h) Gross negligence or repeated acts of negligence in practice*
- 30 *or in the delivery of physical therapy care.*
- 31 ~~(j) The aiding~~
- 32 *(i) Aiding or abetting of any person to engage in the unlawful*
- 33 *practice of physical therapy.*
- 34 ~~(k)~~
- 35 *(j) The commission of any fraudulent, dishonest, or corrupt act*
- 36 *that is substantially related to the qualifications, functions, or duties*
- 37 *of a physical therapist or physical therapist assistant.*
- 38 ~~(t)~~
- 39 *(k) Except for good cause, the knowing failure to protect patients*
- 40 *by failing to follow infection control guidelines of the board,*

1 thereby risking transmission of ~~blood-borne~~ *bloodborne* infectious
 2 diseases from licensee to patient, from patient to patient, and from
 3 patient to licensee. In administering this subdivision, the board
 4 shall consider referencing the standards, regulations, and guidelines
 5 of the State Department of Public Health developed pursuant to
 6 Section 1250.11 of the Health and Safety Code and the standards,
 7 regulations, and guidelines pursuant to the California Occupational
 8 Safety and Health Act of 1973 (Part 1 (commencing with Section
 9 6300) of Division 5 of the Labor Code) for preventing the
 10 transmission of HIV, hepatitis B, and other ~~blood-borne~~ *bloodborne*
 11 pathogens in health care settings. As necessary, the board shall
 12 consult with the Medical Board of California, the California Board
 13 of Podiatric Medicine, the Dental Board of California, the Board
 14 of Registered Nursing, and the Board of Vocational Nursing and
 15 Psychiatric Technicians of the State of California, to encourage
 16 appropriate consistency in the implementation of this subdivision.

17 ~~The board shall seek to ensure that licensees are informed of the~~
 18 ~~responsibility of licensees and others to follow infection control~~
 19 ~~guidelines, and of the most recent scientifically recognized~~
 20 ~~safeguards for minimizing the risk of transmission of blood-borne~~
 21 ~~infectious diseases.~~

- 22 ~~(m)~~
- 23 (l) The commission of verbal abuse or sexual harassment.
- 24 (m) *Engaging in sexual misconduct or violating Section 726.*
- 25 (n) *Permitting a physical therapist assistant or physical therapy*
 26 *aide under one’s supervision or control to perform, or permitting*
 27 *the physical therapist assistant or physical therapy aide to hold*
 28 *himself or herself out as competent to perform, professional*
 29 *services beyond the level of education, training, and experience*
 30 *of the physical therapist assistant or aide.*
- 31 (o) *The revocation, suspension, or other discipline, restriction,*
 32 *or limitation imposed by another state upon a license or certificate*
 33 *to practice physical therapy issued by that state, or the revocation,*
 34 *suspension, or restriction of the authority to practice physical*
 35 *therapy by any agency of the federal government.*
- 36 (p) *Viewing a completely or partially disrobed patient in the*
 37 *course of treatment if the viewing is not necessary to patient*
 38 *evaluation or treatment under current standards.*
- 39 (q) *Engaging in any act in violation of Section 650, 651, or*
 40 *654.2.*

- 1 (r) *Charging a fee for services not performed.*
2 (s) *Misrepresenting documentation of patient care or deliberate*
3 *falsifying of patient records.*
4 (t) *Except as otherwise allowed by law, the employment of*
5 *runners, cappers, steerers, or other persons to procure patients.*
6 (u) *The willful, unauthorized violation of professional*
7 *confidence.*
8 (v) *Failing to maintain confidentiality, except as otherwise*
9 *required or permitted by law, of all information that has been*
10 *received from a patient in confidence during the course of*
11 *treatment and all information about the patient that is obtained*
12 *from tests or other means.*
13 (w) *Habitual intemperance.*
14 (x) *Failure to comply with the provisions of Section 2620.1.*
15 SEC. 6. Section 13401.5 of the Corporations Code is amended
16 to read:
17 13401.5. Notwithstanding subdivision (d) of Section 13401
18 and any other provision of law, the following licensed persons
19 may be shareholders, officers, directors, or professional employees
20 of the professional corporations designated in this section so long
21 as the sum of all shares owned by those licensed persons does not
22 exceed 49 percent of the total number of shares of the professional
23 corporation so designated herein, and so long as the number of
24 those licensed persons owning shares in the professional
25 corporation so designated herein does not exceed the number of
26 persons licensed by the governmental agency regulating the
27 designated professional corporation. This section does not limit
28 employment by a professional corporation designated in this section
29 of only those licensed professionals listed under each subdivision.
30 Any person duly licensed under Division 2 (commencing with
31 Section 500) of the Business and Professions Code, the
32 Chiropractic Act, or the Osteopathic Act may be employed to
33 render professional services by a professional corporation
34 designated in this section.
35 (a) Medical corporation.
36 (1) Licensed doctors of podiatric medicine.
37 (2) Licensed psychologists.
38 (3) Registered nurses.
39 (4) Licensed optometrists.
40 (5) Licensed marriage and family therapists.

- 1 (6) Licensed clinical social workers.
- 2 (7) Licensed physician assistants.
- 3 (8) Licensed chiropractors.
- 4 (9) Licensed acupuncturists.
- 5 (10) Naturopathic doctors.
- 6 (11) Licensed professional clinical counselors.
- 7 (12) Licensed physical therapists.
- 8 (b) Podiatric medical corporation.
- 9 (1) Licensed physicians and surgeons.
- 10 (2) Licensed psychologists.
- 11 (3) Registered nurses.
- 12 (4) Licensed optometrists.
- 13 (5) Licensed chiropractors.
- 14 (6) Licensed acupuncturists.
- 15 (7) Naturopathic doctors.
- 16 (8) Licensed physical therapists.
- 17 (c) Psychological corporation.
- 18 (1) Licensed physicians and surgeons.
- 19 (2) Licensed doctors of podiatric medicine.
- 20 (3) Registered nurses.
- 21 (4) Licensed optometrists.
- 22 (5) Licensed marriage and family therapists.
- 23 (6) Licensed clinical social workers.
- 24 (7) Licensed chiropractors.
- 25 (8) Licensed acupuncturists.
- 26 (9) Naturopathic doctors.
- 27 (10) Licensed professional clinical counselors.
- 28 (d) Speech-language pathology corporation.
- 29 (1) Licensed audiologists.
- 30 (e) Audiology corporation.
- 31 (1) Licensed speech-language pathologists.
- 32 (f) Nursing corporation.
- 33 (1) Licensed physicians and surgeons.
- 34 (2) Licensed doctors of podiatric medicine.
- 35 (3) Licensed psychologists.
- 36 (4) Licensed optometrists.
- 37 (5) Licensed marriage and family therapists.
- 38 (6) Licensed clinical social workers.
- 39 (7) Licensed physician assistants.
- 40 (8) Licensed chiropractors.

- 1 (9) Licensed acupuncturists.
- 2 (10) Naturopathic doctors.
- 3 (11) Licensed professional clinical counselors.
- 4 (g) Marriage and family therapist corporation.
- 5 (1) Licensed physicians and surgeons.
- 6 (2) Licensed psychologists.
- 7 (3) Licensed clinical social workers.
- 8 (4) Registered nurses.
- 9 (5) Licensed chiropractors.
- 10 (6) Licensed acupuncturists.
- 11 (7) Naturopathic doctors.
- 12 (8) Licensed professional clinical counselors.
- 13 (h) Licensed clinical social worker corporation.
- 14 (1) Licensed physicians and surgeons.
- 15 (2) Licensed psychologists.
- 16 (3) Licensed marriage and family therapists.
- 17 (4) Registered nurses.
- 18 (5) Licensed chiropractors.
- 19 (6) Licensed acupuncturists.
- 20 (7) Naturopathic doctors.
- 21 (8) Licensed professional clinical counselors.
- 22 (i) Physician assistants corporation.
- 23 (1) Licensed physicians and surgeons.
- 24 (2) Registered nurses.
- 25 (3) Licensed acupuncturists.
- 26 (4) Naturopathic doctors.
- 27 (j) Optometric corporation.
- 28 (1) Licensed physicians and surgeons.
- 29 (2) Licensed doctors of podiatric medicine.
- 30 (3) Licensed psychologists.
- 31 (4) Registered nurses.
- 32 (5) Licensed chiropractors.
- 33 (6) Licensed acupuncturists.
- 34 (7) Naturopathic doctors.
- 35 (k) Chiropractic corporation.
- 36 (1) Licensed physicians and surgeons.
- 37 (2) Licensed doctors of podiatric medicine.
- 38 (3) Licensed psychologists.
- 39 (4) Registered nurses.
- 40 (5) Licensed optometrists.

- 1 (6) Licensed marriage and family therapists.
- 2 (7) Licensed clinical social workers.
- 3 (8) Licensed acupuncturists.
- 4 (9) Naturopathic doctors.
- 5 (10) Licensed professional clinical counselors.
- 6 (l) Acupuncture corporation.
- 7 (1) Licensed physicians and surgeons.
- 8 (2) Licensed doctors of podiatric medicine.
- 9 (3) Licensed psychologists.
- 10 (4) Registered nurses.
- 11 (5) Licensed optometrists.
- 12 (6) Licensed marriage and family therapists.
- 13 (7) Licensed clinical social workers.
- 14 (8) Licensed physician assistants.
- 15 (9) Licensed chiropractors.
- 16 (10) Naturopathic doctors.
- 17 (11) Licensed professional clinical counselors.
- 18 (m) Naturopathic doctor corporation.
- 19 (1) Licensed physicians and surgeons.
- 20 (2) Licensed psychologists.
- 21 (3) Registered nurses.
- 22 (4) Licensed physician assistants.
- 23 (5) Licensed chiropractors.
- 24 (6) Licensed acupuncturists.
- 25 (7) Licensed physical therapists.
- 26 (8) Licensed doctors of podiatric medicine.
- 27 (9) Licensed marriage and family therapists.
- 28 (10) Licensed clinical social workers.
- 29 (11) Licensed optometrists.
- 30 (12) Licensed professional clinical counselors.
- 31 (n) Dental corporation.
- 32 (1) Licensed physicians and surgeons.
- 33 (2) Dental assistants.
- 34 (3) Registered dental assistants.
- 35 (4) Registered dental assistants in extended functions.
- 36 (5) Registered dental hygienists.
- 37 (6) Registered dental hygienists in extended functions.
- 38 (7) Registered dental hygienists in alternative practice.
- 39 (o) Professional clinical counselor corporation.
- 40 (1) Licensed physicians and surgeons.

- 1 (2) Licensed psychologists.
- 2 (3) Licensed clinical social workers.
- 3 (4) Licensed marriage and family therapists.
- 4 (5) Registered nurses.
- 5 (6) Licensed chiropractors.
- 6 (7) Licensed acupuncturists.
- 7 (8) Naturopathic doctors.
- 8 (p) Physical therapy corporation.
- 9 (1) Licensed physicians and surgeons.
- 10 (2) Licensed doctors of podiatric medicine.
- 11 (3) Licensed acupuncturists.
- 12 (4) Naturopathic doctors.
- 13 (5) Licensed occupational therapists.
- 14 (6) Licensed speech-language therapists.
- 15 (7) Licensed audiologists.
- 16 (8) Registered nurses.
- 17 (9) Licensed psychologists.
- 18 (10) Licensed physician assistants.

19 *SEC. 7. Section 5.5 of this bill incorporates amendments to*
20 *Section 2660 of the Business and Professions Code proposed by*
21 *both this bill and Senate Bill 198. It shall only become operative*
22 *if (1) both bills are enacted and become effective on or before*
23 *January 1, 2014, (2) each bill amends Section 2660 of the Business*
24 *and Professions Code, and (3) this bill is enacted after Senate Bill*
25 *198, in which case Section 5 of this bill shall not become operative.*

26 ~~SEC. 7.~~

27 *SEC. 8. No reimbursement is required by this act pursuant to*
28 *Section 6 of Article XIII B of the California Constitution because*
29 *the only costs that may be incurred by a local agency or school*
30 *district will be incurred because this act creates a new crime or*
31 *infraction, eliminates a crime or infraction, or changes the penalty*
32 *for a crime or infraction, within the meaning of Section 17556 of*
33 *the Government Code, or changes the definition of a crime within*
34 *the meaning of Section 6 of Article XIII B of the California*
35 *Constitution.*

O