

## LEGISLATIVE PROPOSALS 2020

Bill Proposals:

- Midwifery - Amend Business and Professions Code (BPC) section 2507 related to licensed midwives (LMs). The language would: prohibit LMs from attending home births if the mother has had a prior cesarean delivery; change the term “likely” in “any preexisting maternal disease or condition likely to affect the pregnancy”; and change the language that requires a doctor to make a determination that the risk factors presented are not likely to significantly affect the course of pregnancy and childbirth. The changes for the determination language would be consistent with the language previously approved by the Board at the April 2017 Board Meeting.
- Licensing – Amend BPC section 2184 (b)(1) to change the validity of the United States Medical Licensing Examination (USMLE) from 10 years to 7 years, as recommended by the Federation of State Medical Boards.
- Enforcement - Amend BPC section 2225 (c)(1) to require the next of kin for deceased patients that have been contacted and located but have refused to consent to release the medical records to make the objection in writing. Currently, if the next of kin has been contacted and located but does not specifically consent to releasing the medical records, the Board must obtain a court order to obtain the deceased patient’s medical records.
- Enforcement – Amend BPC section 4332 to delete the provision that gives the licensee a “reasonable time” to produce/furnish records when investigating a misdemeanor. BPC section 4081 requires the licensee to make the records available at all times when investigating for administrative actions.

Committee Bill:

- Licensing – Postgraduate Clean-Up - Amend BPC section 2065 (h) to remove the language that says, “and who is accepted into an approved postgraduate training program in another state or in Canada”; this language is not needed.
- Licensing – Postgraduate Clean-Up – Amend BPC section 2113 (e) to include language that was mistakenly removed that allows the Board to accept the clinical practice appointment in lieu of postgraduate training to qualify for licensure.
- Licensing – Postgraduate Clean-Up – Amend BPC section 2135.5 to clarify that the applicant must meet the postgraduate training requirements pursuant to BPC section 2096.
- Enforcement – Amend BPC section 125.9 (b)(5) and (d) regarding citations and fines to require the licensee to also comply with the order of abatement, in addition to paying the fine.