

AGENDA ITEM 9

REPORT ON PENDING REGULATIONS: TITLE 16, DIVISION 39, CCR SECTION 4128, RETIRED STATUS; CCR SECTION 4130, FEES; SECTION 4170, ETHICAL STANDARDS OF PRACTICE; SECTION 4172, STANDARDS OF PRACTICE FOR TELEHEALTH; AND SECTION 4101, DELEGATION OF CERTAIN FUNCTIONS, SECTION 4146.5, EFFECTIVES DATES OF DECISIONS, SECTION 4147, DISCIPLINARY GUIDELINES, AND SECTION 4147.5. UNIFORM STANDARDS RELATED TO SUBSTANCE ABUSE.

REGULATIONS UPDATE REPORT

Pending Rulemaking files: In-Process

Rulemaking File Subject	Section(s)	Status	Close of public comment period	Date Pkg Sent to DCA	Date Pkg Rtn'd from DCA	Final Pkg Due to OAL	Actual Submit Date To OAL	Date language goes into effect
Retired Status and Fees	4128, 4130	Language published August 24, 2012; adopted at October 2012 meeting. Modified text adopted at May 2013 meeting.	10/08/2012	12/27/2012 <i>Resubmit 06/03/2013</i>		08/24/2013 **	11/19/2013	04/10/2014
Ethical Standards of Practice	4170	Language published August 24, 2012. Second modified text adopted at June 2013 meeting.	10/08/2012	08/21/2013		08/24/2013 **	<i>file withdrawn</i>	n/a
Standards of Practice for Telehealth	4172	Language published August 24, 2012. Second modified text adopted at June 2013 meeting.	10/08/2012	08/22/2013		08/24/2013 **	11/19/2013	04/10/2014
Disciplinary Guidelines & Uniform Standards	4101, 4146.5, 4147, 4147.5	Language published March 2013; adopted by Board at May 2013 meeting.	05/06/2013	9/24/2013		03/22/2014		
Application Review of Appl. License renewal License renewal Limited Permit Inactive Status	4110, 4112, 4120, 4121, 4123, 4127*	Language published May 31, 2013; modified text noticed December 19, 2013; language to be considered by Board at February 2104 meeting. <i>*(renumbered from section 4122)</i>	07/29/2013 01/03/2014			06/14/2014		
Accept CHT for hands/PAMs approval	4151, 4152	Language published December 20, 2013; language to be considered by Board at February 2014 meeting.	02/03/2014					
Continuing Competency	4161	Language published December 20, 2013; language to be considered by Board at February 2014 meeting.	02/03/2014					
Ethical Standards of Practice	4170	Language published December 20, 2013; language to be considered by Board at February 2014 meeting.	02/03/2014					

** Director to issue 90-day extension if rulemaking file approved.

REGULATIONS UPDATE REPORT

Pending Regulatory Amendments: Process Not Yet Started

Rulemaking File Subject	Section	Priority	Status	Comments
Notification to Consumers	4171	1	Language previously approved by Board. Language publication date to be coordinated with May 22, 2014, meeting.	
Language for OT to request to supervise more than 2 OTAs	tbd		Implement BPC 2570.3(j)(2). Practice Committee to prepare/review language; draft language to be presented to the Board at Summer 2014 meeting.	
Patient record retention requirements when a business is closed/sold or if practitioner is no longer in private practice	tbd		Implement BPC 2570.185. Practice Committee to prepare/review language; draft language to be presented to the Board at Summer 2014 meeting.	