State of California Department of Consumer Affairs

MEDICAL BOARD OF CALIFORNIA
1434 Howe Avenue, Suite 92
Sacramento, CA 95825-3236
(916) 263-2389 FAX (916) 263-2387
www.mbc.ca.gov

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Barbara Yaroslavsky
Frank V. Zerunyan

QUARTERLY BOARD MEETING

April 26 - 27, 2007

Sacramento Convention Center
Room 307
1400 J Street
Sacramento, CA 95814

Action may be taken on any item listed on the agenda.

AGENDA

Thursday, April 26, 2007 – 4:00 p.m.
(or at the conclusion of the Division of Licensing Meeting)

Friday, April 27, 2007 – 10:00 a.m.
(or at the conclusion of the Division meetings)

Thursday, April 26, 2007 4:00 p.m. or at the conclusion of the Division of Licensing Meeting

1. Call to Order/Roll Call
2. Approval of Minutes from the February 1 - 2, 2007 Meeting
3. President's Report - Mr. Alexander
   A. Communication from Interested Parties
   B. Executive Committee Actions and Report
   C. Media and Outreach Communications
   D. Committee Appointments

The mission of the Medical Board of California is to protect healthcare consumers through the proper licensing and regulation of physicians and surgeons and certain allied healthcare professions and through the vigorous, objective enforcement of the Medical Practice Act.

4. Executive Director's Report – Mr. Thornton
   A. Budget Overview and Staffing Update
   B. Meeting Survey and Rating Sheet
   C. Board Audits and RFP/Contracts – Update
   D. Program Updates
   E. Report on Recruitment and Retention of Investigators

5. Legislation – Ms. Whitney
   A. 2007 Legislation and Legislative Proposals

6. Federation of State Medical Boards
   A. Update on 2007 Annual Meeting – Ms. Chang

7. Workgroup on Cultural and Linguistic Continuing Medical Education Update – Ms.Chang

8. Strategic Planning Update – Ms. Kirchmeyer

9. Public Comment on Items not on the Agenda

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Friday, April 27, 2007: Room 307

Meeting continues at 10:00 a.m. or at the conclusion of the Division meetings.

10. Call to Order/Roll Call

11. Reports from the Divisions/Committees
    A. Division of Licensing – Dr. Fantozzi
       Midwifery Committee
    B. Division of Medical Quality – Dr. Aristeiguieta
       Diversion Committee – Dr. Gregg

12. Health Manpower Pilot Project Update – Dr. Gregg

13. California Physician Corps Program Update – Dr. Fantozzi/Ms. Yaroslavsky

14. Access to Care Committee Update – Mr. Alexander/Dr. Gitnick

15. Agenda Items for July 2007 Meeting

16. Election of Officers

17. Public Comment on Items Not on the Agenda

18. Adjournment

NOTICE: The meeting is accessible to the physically disabled. A person who needs disability-related accommodations or modifications to participate in the meeting shall make a request to the Board no later than five working days before the meeting by contacting Teresa Schaeffer at (916) 263-2389 or sending a written request to Ms. Schaeffer at the Medical Board of California, 1426 Howe Avenue, Suite 54, Sacramento, CA 95825. Requests for further information should be directed to the same address and telephone number.

Meetings of the Medical Board of California are open to the public except when specifically noticed otherwise in accordance with the Open Meetings Act. The audience will be given appropriate opportunities to comment on any issue presented in open session before the Board, but the President may apportion available time among those who wish to speak.
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For additional information call (916) 263-2389.

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Agenda Item 2

Medical Board of California

Hilton Los Angeles Airport Hotel
Pacific A Room
5711 West Century Blvd.
Los Angeles, CA 90045

February 1 – 2, 2007

MINUTES

Agenda Item 2 Call to Order/Roll Call

Mr. Alexander called the meeting to order on February 1, 2007 at 4:05 p.m. A quorum was present and notice had been sent to interested parties.

Members Present:

Steve Alexander, President
Cesar Aristeiguieta, M.D.
James A. Bolton, Ph.D.
Hedy Chang
John Chin, M.D.
Steven Corday, M.D.
Dorene Dominguez
Shelton Duruisseau, Ph.D.
Richard D. Fantozzi, M.D.
Gary Gitnick, M.D.
Laurie C. Gregg, M.D.
Mitchell S. Karlan, M.D.
Reginald Low, M.D.
Mary Lynn Moran, M.D.
Ronald H. Wender, M.D.
Barbara Yaroslavsky
Frank V. Zerunyan

Members Absent:

Ronald L. Moy, M.D.
Janet Salomonson, M.D.

Staff Present:

David T. Thornton, Executive Director
Kimberly Kirchmeyer, Deputy Director

Kathi Burns, Manager, Licensing Unit
Don Chang, Staff Counsel, DCA Legal Office
Candis Cohen, Public Information Officer
Janie Cordray, Research Specialist
Kurt Heppler, Staff Counsel, DCA Legal Office
Valerie Moore, Associate Analyst, Enforcement Program
Kelly Nelson, Legislative Analyst
Richard Prouty, Manager, Discipline & Staff Services Unit
Gary Qualset, Chief of Licensing
Regina Rao, Business Services
Paulette Romero, Associate Analyst
Teresa Schaeffer, Executive Assistant
Kevin Schunke, Regulation Coordinator
Anita Scuri, Senior Staff Counsel, DCA Legal Office
Renee Threadgill, Chief of Enforcement
Frank Valine, Diversion Program Administrator
Linda K. Whitney, Chief of Legislation
Curt Worden, Manager, Licensing Section

Members of the Audience:

Sandra Bressler, California Medical Association
Zennie Coughlin, Kaiser Permanente
Julie D'Angelo Fellmeth, Center for Public Interest Law
Richard Figueroa, Governor's Office
Faith Gibson, California College of Midwives
James Hay, M.D., California Medical Association
Lewis Michaelson, Katz & Associates
Robert Puleo, Division of Legislative & Regulatory Review, DCA
Carlos Ramirez, Office of the Attorney General
Donna Russell, California Citizen's for Health Freedom
Antonette Sorrick, Deputy Director, DCA

Dorene Dominguez was sworn in as a member of the board by President, Steve Alexander.

Agenda Item 3 Approval of Minutes from November 2 – 3, 2007 Meeting

It was m/Yaroslavsky, s/Bolton, c/all to approve the minutes from the November 2 - 3, 2007 meeting with the following corrections: on page 8, it should read Mr. Zerunyan supports *"elimination"* of the oral argument process, on page 10 under PEC report delete the second word *"should"*, and on page 11 under Health Manpower Project add the word *"is"*. Ms. Dominguez abstained from the motion.

In order to remain consistent with the record, the agenda items presented in these minutes are listed in the order discussed at the Feburary 1-2, 2007 meeting.

Agenda Item 5 Executive Director's Report

Mr. Thornton deferred his report to Friday, February 2, 2007 with the exception of the following item:

C. Board Retreat and Strategic Planning Update

Mr. Thornton directed the members' attention to a copy of a memo on page 31-32 of their board packet outlining the timeline for the two-day Board Retreat and explained it was out of date. He asked Ms. Kirchmeyer to present the new timeline to the members and introduced Lewis Michaelson, the board's consultant and facilitator for the strategic planning meeting to be held on March 1 & 2, 2007 in San Diego.

Mr. Michaelson discussed his strategic planning method and stated he would work with staff and the Committee to customize the process to meet the specific needs of the Board. A draft of the Strategic Plan will be completed in March for review and input with final approval of the full board at the July 2007 meeting.

Agenda Item 6 Governor's Agenda for Access to Care

Richard Figueroa, Health Policy Advisor for the Governor, was present to discuss the Governor's agenda regarding healthcare for Californians. He provided a summary of the Governor's healthcare proposal to transform the current healthcare system into one that is more efficient and effective for all Californians. A handout of the Governor's proposal was provided to all the members and guests in attendance.

Discussion by the members ensued expressing support of the Governor's healthcare proposal plan and the boldness to open the door and look at the problem.

The board heard public testimony from Tara Kittle in support of the Governor's healthcare proposal plan.

Agenda Item 8 Board Restructure

Mr. Thornton directed the members' attention to a copy of a document dated February 1, 2007 being handed out which outlines the background and discussion on the board restructure proposal. He provided a brief overview of the history and discussions regarding the issue of board restructure as it related to SB 231.

Mr. Thornton proposed the board adopt the following recommendation:

- To consolidate the current two division structure of the board into a single board with standing committees that can be established at the discretion of the board and its leader.

- Reduce the size of the board from 21 to between 19 to 15 members with a physician member majority of one.
- Delegate the authority to the board's Executive Director to approve stipulated agreements for surrender of license and default proposed decisions.
- Revamp the oral argument process to achieve more effective consumer protection and timely judicial processes.

Mr. Robert Puleo, Assistant Deputy Director, Legislative and Regulatory Review with the Department of Consumer Affairs, was present to respond to questions regarding the letter received from Happy Chastain with the State and Consumer Services Agency in support of the concept of reducing the membership of the board.

It was m/Fantozzi, s/Gitnick to approve the proposed recommendation to consolidate the two division structure of the board into a board with standing committees that can be established at the discretion of the board. To reduce the size of the board from 21 to 19 members. To delegate the authority to the board's Executive Director to approve stipulated agreements for surrender of license and default proposed decisions. To review the oral argument process to achieve more effective consumer protection and timely judicial processes.

The board heard public testimony from Sandra Bressler, California Medical Association, in support of continuation of the oral argument process if the board continues to review proposed decisions.

Julie D'Angelo Fellmeth, Center for Public Interest Law, spoke in support of elimination of required oral argument and conforming with the Administrative Procedure Act.

Donna Russell, California Citizen's for Health Freedom, spoke in support of reducing the size of the board to 19 and review of the oral argument process.

Following a discussion by the members, the motion carried by a vote of 12-4.

The meeting adjourned at 5:55 p.m.

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Friday, February 2, 2007

Agenda Item 11 Call to Order/Roll Call

Mr. Alexander called the meeting to order on February 2, 2007 at 11:15 a.m. A quorum was present and notice had been sent to interested parties.

Members Present:

Steve Alexander, President
Cesar Aristeiguieta, M.D.
James A. Bolton, Ph.D.
Hedy Chang
John Chin, M.D.
Steven Corday, M.D.
Shelton Duruisseau, Ph.D.
Richard D. Fantozzi, M.D.
Gary Gitnick, M.D.
Laurie C. Gregg, M.D.
Mitchell S. Karlan, M.D.
Reginald Low, M.D.
Mary Lynn Moran, M.D.
Ronald H. Wender, M.D.
Barbara Yaroslavsky
Frank V. Zerunyan

Members Absent:

Dorene Dominguez
Ronald L. Moy, M.D.
Janet Salomonson, M.D.

Agenda Item 4 President's Report

A. Communication from Interested Parties

Mr. Alexander disclosed the following meetings:

- California Medical Association on December 1, 2006 (with Dave Thornton)
- Sharp Hospital Physician Medical Group upcoming this month (with Dave Thornton)
- Establish a meeting with the new Attorney General (with Dave Thornton)

B. Executive Committee Actions and Report

Mr. Alexander deferred discussion on this item under the Executive Director's Report.

C. Media and Outreach Communications

Mr. Alexander reported on the following events:

He and Dr. Aristeiguieta attended a reception at the Department of Consumer Affairs to meet and greet the new legislative leadership in Sacramento.

D. Committee Appointments

Mr. Thornton reported at the request of the Executive Committee he contacted former board member, Bud Alpert, M.D., in an effort to recruit him as the board's nominee to the dental board for appointment to the oral and maxillofacial credentialing committee. Dr. Alpert respectfully declined the nomination.

Mr. Alexander noted the Access to Care Committee was re-established. The members include Mr. Alexander, Co-Chair, Ms. Chang, Dr. Gitnick, Co-Chair, Ms. Yaroslavsky, Mr. Zerunyan, and Dr. Duruisseau. Dr. Gitnick will be working with staff to determine the goals of the board.

Mr. Alexander appointed Dr. Aristeiguita and Mr. Zerunyan to the work-group established to review the oral argument process.

E. Board Treasurer

Dr. Laurie Gregg volunteered to serve as the board's treasurer.

Agenda Item 5 Executive Director's Report

A. Budget Overview and Staffing Update

Mr. Thornton reported the current board expenditures and revenue appear to be consistent with projections. He noted the board ended the last fiscal year 2005/2006 with a three month reserve.

Kathi Burns, a new manager in the Licensing Program was introduced. The licensing program still has one vacant manager position in the Licensing Program which they are actively trying to fill. The Diversion Program is fully staffed, including the two new case manager positions established as a result of SB 231.

Mr. Thornton reported the Executive Committee approved his proposal to move forward with re-establishing the medical director position at the meeting held on January 4, 2006.

Re-establishment of the Operation Safe Medicine Unit was disapproved by the Department of Finance.

The final filing date for the Executive Director position was January 31, 2007. The candidate list will be reduced to 5-6 applicants, to be interviewed by the Executive Committee in March. The finalist will be presented to the board for approval at the April meeting.

Mr. Thornton announced Renee Threadgill is the board's new Chief of Enforcement.

B. Meeting Survey and Rating Sheet

Mr. Thornton directed the members' attention to page 30 of their board packet for a list of the comments received regarding the content and format of the quarterly board meetings. The overall ratings appear to be satisfactory.

Mr. Alexander announced in his continuing effort to make the board meetings run more effective and efficient he would be modifying the meeting format for the April board meeting on an experimental basis.

D. Public Service Announcements (PSA's)

Mr. Thornton reported efforts are underway to find money to produce new PSAs. In the meantime, Ms. Cohen continues to do her best to conduct radio and television interviews to get the word out about the board.

E. Board Audits and RFP/Contracts Update

The Diversion Program is currently undergoing an audit as mandated by SB 231. A draft report of the audit will be available by the end of February 2007.

Mr. Thornton also provided an update on audits pending that affect the board as follows:

- Review of the public disclosure laws
- Peer Review Study
- Financial Audit as mandated by SB 231

Agenda Item 7 Legislation

Linda Whitney, Chief of Legislation explained it was too early in the calendar year to have any bills to review or take a position on. She reported a meeting with Senator Ridley-Thomas has been scheduled for February 5, 2007 to discuss proposals to extend vertical prosecution and the sunset date for the Diversion Program.

Ms. Whitney advised Assemblymember Eng has agreed to carry the bill regarding board restructuring. She explained the bill as introduced will only contain the consolidation of the Divisions to one board. The bill will be amended at the appropriate time to include a reduction in the size of the board and the delegation of authority to approve stipulated agreements for surrender of license and default proposed decisions.

Ms. Whitney reported the Department of Consumer Affairs will be sponsoring a bill to address a signing message the Governor had concerning AB 1796 with regard to the provision requiring the physician applicant to pass Part III of the USMLE within four attempts.

Mr. Robert Puleo presented the Department's proposed amendment and recommendation regarding AB 1796 for the board's consideration. The amendment proposed would include the

following language: ***"provided however that an applicant who passes Part III of USMLE in more than four attempts and who meets the requirements of Section 2135.5 shall be eligible to be considered for licensure"***

Following a discussion by the members, a motion was made and seconded to adopt the proposed amendment to AB 1796 as presented. The motion carried.

Public testimony was heard from Steve Hartzell, Executive Officer for the Physical Therapy Board, regarding their intent to introduce proposed legislation this year to update the Physical Therapy Practice laws. He will keep the board and staff apprised of their proposals as the year progresses.

Agenda Item 11 Reports from the Divisions/Committees

A. Division of Licensing
Midwifery Committee

Dr. Fantozzi reported the following:

- The division adopted two proposed regulations that were presented for public hearing.
- The division approved the nominations from Stanford University School of Medicine; Loma Linda University School of Medicine; University of California, San Diego; University of California, San Francisco; and University of California, Los Angeles for the Special Faculty Permit Review Committee per AB 2260.
- Staff recommendations regarding the size, current membership, and term of appointments for the Midwifery Advisory Council (MAC) were approved. The MAC will consist of three licensed midwives, two public members, and one board member. Barbara Yaroslavsky was appointed as the board member representative.
- MAC meetings will be scheduled approximately one month after each Midwifery Committee meeting, with the first meeting expected to occur in March, 2007.
- Licensing staff will meet with OSHPD on February 15, 2007, regarding midwife annual report coding.
- Staff will establish reasonable response periods regarding international medical school re-evaluations.

B. Division of Medical Quality
Diversion Committee

Dr. Aristeiguieta reported the following:

- The division approved the appointment of two new DEC members and made four re-appointments.
- The division heard from the attorney general's office regarding review of the board's medical marijuana guidelines in light of the U.S. Supreme Court's recent decision.

Dr. Gregg provided the Diversion Committee report:

- The Division recommended adoption of language to establish the scope of responsibility of the Diversion Advisory Council.

Dr. Gregg requested the board's approval of the following proposed language:

The board shall create and appoint a Diversion Advisory Council (DAC);
The DAC shall make recommendations and provide clinical advice on matters specified by the board or a committee of the board;
The chair, elected by the DAC, or his or her designee, shall report back to the board or a committee of the board at its regularly scheduled meetings.

It was M/S/C to approve the proposed language for the Diversion Advisory Council as presented.

Agenda Item 12 Federation of State Medical Boards

Ms. Chang's report on the FSMB meeting in San Francisco included the following:

- Dr. Bolton will be narrating one of the programs.
- The Governor will not commit to being the keynote speaker more than six weeks prior to the event. If the Governor is unable to attend, Rosario Marin or the director of the Department may be able to speak.
- She is seeking a sponsor to pay for some of the events. However, if sponsorship is not found, she will need to enforce commitments previously made by members and solicit commitments from others.
- Liz Figueroa has indicated she is willing to make a presentation on working with lawmakers.

Agenda Item 13 Workgroup on Cultural and Linguistic Continuing Medical Education Update

Ms. Chang stated there was little to report. The ACCME did implement AB 1195. The next meeting is scheduled at the end of February 2007. The institute of medical quality is sponsoring a CME Essential Workshop in March 2007 in Southern California and in the fall in Northern California which she and Dr. Duruisseau will be attending.

Agenda Item 14 Health Manpower Pilot Project Update

Dr. Gregg provided an update on the proposed pilot project which would allow nurse practitioners, certified nurse midwives and physician assistants to perform early pregnancy terminations and handling of miscarriages. She and Ms. Whitney attended the second public meeting at OSHPD and represented the board with a neutral position. She will keep the board apprised of the outcome of OSHPD's decision and whether they approve or disapprove the project.

Agenda Item 15 California Physician Corps Program Update

Ms. Yaroslavsky reported they had a productive meeting with the new staff in place at OSHPD. They are moving forward with providing resources and data to meet projected goals. Efforts continue to raise money to put back into loan repayment and scholarship dollars for the program.

Agenda Item 16 Agenda Items for April 2007 Meeting

No items offered by members.

Agenda Item 17 Public Comment

Tara Kittle, healthcare consumer thanked the board for their actions the last two days and their service to healthcare consumers.

Faith Gibson, California College of Midwifes informed the members of Frank Cuny's critical illness.

Agenda Item 18 Adjournment

There being no further business the meeting adjourned at 12:26 p.m.

_____
Steve Alexander, President

_____
Richard Fantozzi, M.D., Vice President

_____
David T. Thornton, Executive Director

STATE OF CALIFORNIA – STATE AND CONSUMER SERVICES AGENCY ARNOLD SCHWARZENEGGER, Governor

State of California Department of Consumer Affairs

MEDICAL BOARD OF CALIFORNIA
EXECUTIVE OFFICE
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Sacramento, CA 95825-3236
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April 19, 2007

TO: MEMBERS, MEDICAL BOARD OF CALIFORNIA

FROM: Linda Whitney
Chief of Legislation

SUBJECT: BOARD MEMBER PARTICIPATION IN LEGISLATIVE PROCESS

At the Executive Committee, the members directed staff to develop an institutionalized process so board members can become more actively involved in the board's legislative agenda.

Define the Role of the Legislative Committee

1. Have the entire Executive Committee serve as the legislative committee.

This would keep the process as is, and require interim meetings of the Executive Committee to consider new and amended legislation to provide direction between meetings. This may not provide for the expertise needed on subject matters.

2. Appoint a sub-committee of the Executive Committee to serve as the legislative committee.

This would reduce the number of members needed to gather to discuss legislation. If more than two, these meetings would need to be publicly held, even if held by teleconference. This may not provide for the expertise needed on subject matters.

3. Instead of establishing a specific legislative committee, establish various two-person committees based upon subject matter.

This would enable the board/president to establish "expert committees" so they may provide immediate feedback to staff on emerging issues related to the subject. The two person committee enables staff to conference call and discuss legislation with both members at the same time. The medical director, when hired, would be one of the staff included in the discussion.

Two-person committees could be created on an as-needed basis, to cover expertise and turnover of board members. One member could be a longer term member and the second member could be a newer member. This would enable many members to become actively involved in board topics.

These members would represent the board in meeting with authors and policy members as this would spread out the work load and time a board member would need to come to Sacramento.

Recommendation: Select #3 and establish two person committees.
Examples of issue/topics:
Budget, Enforcement Program, Licensing Program, Access to Care, Telemedicine, Scope of Practice

On-going Program of Legislative Members attending Board Meetings

This concept was attempted four years ago, with limited success, but was not a formalized process.

The formalized process could be as follows:

a. Eight weeks prior to the meeting, MBC staff will contact, in writing and by phone, legislative offices, both the capitol and district, representing the area the board meeting will be held, to encourage attendance, explaining the agenda of the board and any bills that are being tracked authored by the Member. Board members who reside in or near the legislative district office could contact the Member as well.

b. A follow up contact will be made two weeks prior to the meeting when the actual agenda is public. Staff will encourage Legislative representatives to attend, especially those in district.

c. Members or staff will be greeted by the Legislative staff and introduced to the Board. They will be asked to make a few remarks of interest. If a Member is attending to speak specifically on an agenda item or bill, the board chair/president will be asked to accommodate the Member or staff.

d. In addition, when the board has developed a listing of bills on which it is taking postions, staff will notify, in writing and by phone, that this bill will be presented to the board. This will provide an opportunity for the legislative member or staff to attend the meeting and explain the concept behind the bill.

Board outreach to Legislative Offices

At the beginning of each session, the Chief of Legislation meets with all new members to provide an orientation to the Medical Board. Although the Member and staff are asked to pass along a packet to the district office, no contact is made with the district office.

The Enforcement Chief has proposed that supervisors from the board's district offices be assigned to go to legislative district offices to meet with staff and provide the information packet. Assuming 12 supervisors, and equally dividing the legislative offices of approximately 120, that would require that all supervisors meet with 10 legislative district offices in the beginning, then each new session, this would only require a check in call with the office staff and 2-4 new offices to visit. The initial 10 could be done over the next 12 months, and the new contacts and calls could be made at the beginning of each calendar year.

By providing this outreach, we will better understand the issues in each legislative district and we may encourage attendance at our board meetings.

Board Member Meetings with Legislative Members

1. Meetings in District

During the fall, board staff can develop talking points related to issues of the board. This will be used so all board members can meet with legislative members in their local areas during the fall and winter to discuss the board. Legislative staff will develop the listing of Legislative members to meet with in the districts and discuss the list with each board member to make adjustments as appropriate. Meetings could be done by one or two board members depending upon who the Legislative member is and where the district office is located.

2. Meetings at the Capitol/Day at the Capitol

A well thought out plan will need to be developed, well in advance of the date. It would take the commitment of the full board and a clear agenda that will be discussed. A planning committee would need to be created now if the board wants to do this in March/April of 2008. This would take a considerable amount of staff time. The impact may not be as successful and meaningful as meetings in the district.

State Budget Status and Budget Expenditures Status Report

MEDICAL BOARD OF CALIFORNIA BUDGET OVERVIEW BY BOARD COMPONENT

	EXEC	ENFORCE	LICENSING	ADMIN SERVICES	DIVERSION	INFO SYSTEMS	PROBATION MONITORING	BOARD TOTAL
FY 03/04								
$ Budgeted	1,577,000	26,305,000	3,322,000	1,742,000	1,057,000	2,572,000	1,895,000	38,470,000
$ Spent*	1,372,000	25,799,000	3,231,000	1,788,000	1,029,000	2,228,000	1,031,000	36,478,000
Positions Authorized	8.0	143.6	37.2	20.0	11.0	15.0	18.0	252.8
FY 04/05								
$ Budgeted	1,504,000	28,428,000	3,482,000	1,750,000	1,194,000	2,548,000	2,117,000	41,023,000
$ Spent *	1,419,000	27,264,000	3,151,000	1,774,000	1,054,000	2,298,000	1,340,000	38,300,000
Positions Authorized	8.0	137.6	37.2	20.0	12.0	15.0	23.0	252.8
FY 05/06								
$ Budgeted	1,531,000	29,371,000	3,567,000	1,814,000	1,189,000	2,711,000	2,399,000	42,582,000
$ Spent *	1,412,000	26,380,000	3,170,000	1,756,000	1,148,000	2,438,000	1,406,000	37,710,000
Positions Authorized	8.0	137.6	37.2	20.0	12.0	15.0	23.0	252.8
FY 06/07								
$ Budgeted	1,534,000	34,293,000	3,949,000	3,089,000	1,747,000	2,857,000	2,591,000	50,060,000
$ Spent thru 2/28*	945,000	20,553,000	2,392,000	2,221,000	891,000	1,704,000	836,000	29,542,000 *
Positions Authorized	8.0	141.6	40.7	20.0	14.0	16.0	25.0	265.3

* net expenditures (includes unscheduled reimbursements)

3/27/2007
Budget Overview by Program.xls

ENFORCEMENT/PROBATION RECEIPTS
MONTHLY PROFILE: JULY 2004 - MARCH 2007

	Jul-04	Aug-04	Sep-04	Oct-04	Nov-04	Dec-04	Jan-05	Feb-05	Mar-05	Apr-05	May-05	Jun-05	FYTD Total
Invest Cost Recovery	102,644	60,947	101,408	126,230	71,547	72,447	94,496	80,686	52,192	75,178	77,229	103,835	1,018,839
*Invest Cost Recovery Ordered**	*143,820*	*65,468*	*62,808*	*148,632*	*15,716*	*102,255*	*120,647*	*90,516*	*116,579*	*157,344*	*115,315*	*55,645*	*1,194,745*
Criminal Cost Recovery	3,882	997	1,292	994	1,987	2,386	1,331	17,572	1,846	1,586	2,140	3,720	39,733
Probation Monitoring	14,369	11,545	33,461	26,811	110,127	73,194	230,128	185,859	30,603	74,102	19,035	29,392	838,626
Exam	2,243	490	3,159	1,937	4,765	1,453	122	1,481	179	517	3,448	4,723	24,517
Cite/Fine	3,950	850	1,000	0	4,050	4,200	1,500	2,850	8,750	0	0	9,750	36,900
MONTHLY TOTAL	127,088	74,829	140,320	155,972	192,476	153,680	327,577	288,448	93,570	151,383	101,852	151,420	1,958,615
FYTD TOTAL	127,088	201,917	342,237	498,209	690,685	844,365	1,171,942	1,460,390	1,553,960	1,705,343	1,807,195	1,958,615	

	Jul-05	Aug-05	Sep-05	Oct-05	Nov-05	Dec-05	Jan-06	Feb-06	Mar-06	Apr-06	May-06	Jun-06	FYTD Total
Invest Cost Recovery	50,749	89,190	48,074	92,811	64,158	51,605	79,797	44,058	32,282	51,377	25,267	12,829	642,197
*Invest Cost Recovery Ordered**	*43,797*	*49,467*	*140,574*	*46,665*	*75,155*	*72,133*	*59,294*	*11,500*	*29,500*	*10,000*	*0*	*0*	*538,085*
Criminal Cost Recovery	1,350	16,822	746	1,151	8,570	760	586	5,661	5,489	690	600	730	43,155
Probation Monitoring	36,707	14,612	7,909	46,661	97,709	111,055	239,827	229,080	31,782	41,281	33,624	27,579	917,826
Exam	2,611	825	4,057	11,997	4,111	360	3,936	2,089	602	2,713	1,793	4,600	39,694
Cite/Fine	1,350	1,450	0	5,175	9,100	175	4,150	7,900	3,850	850	5,300	5,000	44,300
MONTHLY TOTAL	92,767	122,899	60,786	157,795	183,648	163,955	328,296	288,788	74,005	96,911	66,584	50,738	1,687,172
FYTD TOTAL	92,767	215,666	276,452	434,247	617,895	781,850	1,110,146	1,398,934	1,472,939	1,569,850	1,636,434	1,687,172	

	Jul-06	Aug-06	Sep-06	Oct-06	Nov-06	Dec-06	Jan-07	Feb-07	Mar-07	Apr-07	May-07	Jun-07	FYTD Total
Invest Cost Recovery	21,173	30,787	19,692	22,508	22,790	10,741	26,503	7,092	13,901				175,187
*Invest Cost Recovery Ordered**	*0*	*0*	*0*	*0*	*0*	*0*	*0*	*0*	*0*				*0*
Criminal Cost Recovery	450	704	57,971	1,100	840	373	1,213	750	100				63,501
Probation Monitoring	28,503	30,868	8,857	14,327	123,405	112,580	335,375	155,028	33,346				842,289
Exam	4,456	5,843	3,093	1,065	2,440	1,561	7,215	1,505	3,858				31,036
Cite/Fine	4,675	3,600	3,750	7,420	8,150	4,350	5,000	4,700	2,950				44,595
MONTHLY TOTAL	59,257	71,802	93,363	46,420	157,625	129,605	375,306	169,075	54,155	0	0	0	1,156,608
FYTD TOTAL	59,257	131,059	224,422	270,842	428,467	558,072	933,378	1,102,453	1,156,608	1,156,608	1,156,608	1,156,608	

**not included in monthly and FYTD totals*

excel:enfreceiptsmonthlyprofile.xls.revised 4/4/07.

NOTE: cost recovery shown ordered after 1/1/06 was ordered in stipulations prior to 1/1/06

0758 - Medical Board
Analysis of Fund Condition

(Dollars in Thousands)

		ACTUAL 2005-06	2006-07	2007-08
BEGINNING BALANCE		$ 8,541	$ 12,128	$ 11,176
Prior Year Adjustment		$ 150	$ -	$ -
Adjusted Beginning Balance		$ 8,691	$ 12,128	$ 11,176
REVENUES AND TRANSFERS				
Revenues:				
125600	Other regulatory fees	$ 311	$ 363	$ 349
125700	Other regulatory licenses and permits	$ 5,143	$ 5,571	$ 5,571
125800	Renewal fees	$ 36,147	$ 41,637	$ 42,036
125800	"Revenue Neutral" Renewal fees		$ 400	$ 800
125900	Delinquent fees	$ 79	$ 100	$ 92
141200	Sales of documents	$ -	$ -	$ -
142500	Miscellaneous services to the public	$ 32	$ 35	$ 35
150300	Income from surplus money investments	$ 566	$ 219	$ 193
160400	Sale of fixed assets	$ -	$ 5	$ 5
161000	Escheat of unclaimed checks and warrants	$ 13	$ -	$ -
161400	Miscellaneous revenues	$ 6	$ 3	$ 3
164300	Penalty assessments - Probation Monitoring	$ -	$ 800	$ 800
Totals, Revenues		$ 42,297	$ 49,133	$ 49,884
Transfers to T03040	Medically Underserved Account per Chapter 1131, Statutes of 2002	$ (1,150)		
Totals, Revenues and Transfers		$ 41,147	$ 49,133	$ 49,884
Total Resources		$ 49,838	$ 61,261	$ 61,060
EXPENDITURES				
0840 State Controller (State Operations)			$ 25	$ 37
1110 Program Expenditures (State Operations)		$ 37,710	$ 50,060	$ 51,203
Total Expenditures and Expenditure Adjustments		$ 37,710	$ 50,085	$ 51,240
FUND BALANCE				
Reserve for economic uncertainties		$ 12,128	$ 11,176	$ 9,820
Months in Reserve		2.9	2.6	2.3

NOTES:

A. ASSUMES WORKLOAD AND REVENUE PROJECTIONS ARE REALIZED.

B. EXPENDITURE GROWTH PROJECTED AT 2% BEGINNING FY 2008-09.

4/11/2007

Medical Board of California
FY 06/07
Budget Expenditure Report
(As of February 28, 2007)
(66.7% of fiscal year completed)

OBJECT DESCRIPTION	BUDGET ALLOTMENT	EXPENSES/ ENCUMB YTD 2/28/2007	PERCENT OF BUDGET EXP/ENCUMB	FISCAL YEAR EXPENDITURE PROJECTIONS	UNENCUMB BALANCE 6/30/07
PERSONAL SERVICES					
Salary & Wages					
(Staff & Exec Director)	14,912,628	8,776,913	58.9	13,175,000	1,737,628
DEC	24,000	15,800	65.8	34,000	(10,000)
Board Members	31,500	13,400	42.5	30,000	1,500
Phy Fitness Incentive Pay	29,623	17,680	59.7	36,000	(6,377)
Temp Help	1,144,410	724,744	63.3	1,200,000	(55,590)
Overtime	12,143	24,584	202.5	50,000	(37,857)
Staff Benefits	6,191,598	3,759,972	60.7	5,401,000	790,598
Salary Savings	(1,006,512)				(1,006,512)
TOTALS, PERS SERVICES	21,339,390	13,333,093	62.5	19,926,000	1,413,390
OPERATING EXP & EQUIP					
General Expense	732,769	205,385	28.0	500,000	232,769
Minor Equipment	164,300	190,723	116.1	300,000	(135,700)
Fingerprint Reports	373,448	211,638	56.7	385,000	(11,552)
Printing	777,587	307,479	39.5	450,000	327,587
Communications	528,698	177,860	33.6	350,000	178,698
Postage	413,084	191,372	46.3	350,000	63,084
Insurance	35,277	25,900	73.4	25,900	9,377
Travel In-State	390,383	157,372	40.3	300,000	90,383
Travel Out-of-State	3,600	1,998	55.5	3,600	0
Training	58,469	36,039	61.6	50,000	8,469
Facilities Operation (Rent)	3,002,789	2,827,958	94.2	3,000,000	2,789
Consult/Prof Services	1,191,310	897,422	75.3	1,000,000	191,310
Departmental Prorata	3,890,812	2,595,817	66.7	3,890,812	0
Consolidated Data Ctr (Teale)	532,215	154,059	28.9	300,000	232,215
Data Processing	98,762	58,785	59.5	300,000	(201,238)
Central Admin Svcs (Statewide Prorata)	1,376,086	1,032,065	75.0	1,376,086	0
Attorney General Services	12,419,270	7,156,359	57.6	12,419,270	0
Office of Administrative Hearings	1,551,595	770,096	49.6	1,100,000	451,595
Court Reporter Services	125,000	42,384	33.9	125,000	0
Evidence/Witness	1,557,983	640,266	41.1	1,350,000	207,983
Major Equipment	369,000	219,822	59.6	250,000	119,000
Vehicle Operation/Other Items	225,261	184,192	81.8	275,000	(49,739)
Memorandum of Costs/Tort Payments	0	12,517		12,517	(12,517)
TOTALS, OE&E	29,817,698	18,097,508	60.7	28,113,185	1,704,513
TOTALS, EXPENDITURES	51,157,088	31,430,601	61.4	48,039,185	3,117,903
Scheduled Reimbursements	(384,000)	(253,922)	66.1	(384,000)	0
Distributed Costs	(713,000)	(443,076)	62.1	(713,000)	0
NET TOTAL, EXPENDITURES	50,060,088	30,733,603	61.4	46,942,185	3,117,903
Unscheduled Reimbursements		(1,191,442)		(1,550,000)	
		29,542,161		45,392,185	

Budget Expenditure Report.xls
Date: March 26, 2007

Medical Board of California
Board Members' Expense Report
July 1, 2006 - February 28, 2007

	Per Diem $				Travel Expenses*	Total Dec-Feb	Total FYTD
	DEC	JAN	FEB	TOTAL			
DMQ							
Mr. Alexander	200	600	500	1,300	982.63	2,282.63	7,789.79
Dr. Aristeiguieta	0	0	0	0	1,142.74	1,142.74	1,681.47
Dr. Breall	0	0	0	0	0.00	0.00	628.00
Dr. Campisi	0	0	0	0	0.00	0.00	366.80
Dr. Chin	200	300	300	800	0.00	800.00	1,398.86
Dr. Corday	300	400	0	700	0.00	700.00	2,663.15
Dr. Duruisseau	100	100	200	400	602.71	1,002.71	3,551.75
Dr. Greenberg	0	0	0	0	0.00	0.00	760.80
Dr. Low	0	0	0	0	0.00	0.00	0.00
Dr. Moran	0	0	0	0	0.00	0.00	400.00
Dr. Moy	0	0	0	0	0.00	0.00	0.00
Ms. Rice	0	0	0	0	0.00	0.00	200.00
Dr. Salomonson	0	0	0	0	0.00	0.00	0.00
Dr. Wender	0	0	300	300	69.10	369.10	1,256.97
Ms. Yaroslavsky	0	0	0	0	0.00	0.00	0.00
Mr. Zerunyan	900	800	700	2,400	787.18	3,187.18	3,787.18
SUB TOTAL	1,700	2,200	2,000	5,900	3,584.36	6,297.18	24,484.77
LICENSING							
Dr. Bolton	300	200	0	500	0.00	500.00	2,392.62
Ms. Chang	0	0	0	0	0.00	0.00	0.00
Dr. Fantozzi	0	700	400	1,100	1,421.23	2,521.23	9,656.48
Dr. Gitnick	0	0	0	0	765.28	765.28	1,197.78
Dr. Gregg	0	200	400	600	525.55	1,125.55	3,054.02
Dr. Karlan	0	200	200	400	81.96	481.96	2,154.06
SUB TOTAL	300	1,300	1,000	2,600	2,794.02	5,394.02	18,454.96
BOARD TOTAL	2,000	3,500	3,000	8,500	6,378.38	11,691.20	**42,939.73**

*includes claims paid/submitted through March 30, 2007

Board Members Expense Report.xls
Date: April 3, 2007

MEDICAL BOARD OF CALIFORNIA
EXECUTIVE PROGRAM
BUDGET REPORT
JULY 1, 2006 - FEBRUARY 28, 2007

	FY 06/07 BUDGET	EXPENDITURES/ ENCUMBRANCES YR-TO-DATE	LAG (MONTHS)
PERSONAL SERVICES			
Salaries & Wages	557,805	361,174	current
Staff Benefits	227,003	118,998	current
TOTAL PERSONAL SERVICES	784,808	480,172	
OPERATING EXPENSE & EQUIPMENT			
General Expense 1/	70,000	30,930	1-2
Printing	175,000	114,570	1-2
Communications	24,467	5,610	1-2
Postage	150,000	82,531	1-2
Travel In-State	89,180	41,559	1-2
Travel Out-of-State	0	0	current
Training	5,000	199	1-2
Facilities Operations 2/	65,000	58,748	current
Consultant & Professional Services	2,000	20,502	1-2
Attorney General	5,000	0	1-2
Departmental Services 3/	119,058	78,533	current
Data Processing	2,000	289	1-2
Central Administrative Services 4/	42,108	31,581	current
Minor Equipment	0	142	1-2
TOTAL OPERATING EXPENSES & EQUIPMENT	748,813	465,194	
TOTAL BUDGET/EXPENDITURES	**1,533,621**	**945,366**	

See footnotes on next page

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1/ costs for employee relocation, miscellaneous office supplies, freight and drayage, General Services administration overhead (charges levied by the Department of General Services for purchase orders, contracts, traffic management, fleet administration, and confidential destruction; charges levied by the State Controller's Office for the processing of disability insurance claims, late payroll document costs; by EDD for unemployment insurance and by DPA Admininstration; charges levied by any other state agency for services provided not under contract), meetings and conferences, library purchases and subscriptions, photography, and office equipment rental, maintenance and repairs.

2/ rent, security, maintenance, facility planning, waste removal, purchase of building supplies and materials.

3/ Department of Consumer Affairs prorata assessments for support of the following:

a/ Communications and Education Division
b/ Consumer and Community Relations Division
c/ Administrative & Information Services Division
d/ Division of Investigation Special Operations Unit

4/ Charges for support of the State Personnel Board, Department of Finance, State Controller, State Treasurer, Legislature, Governor's Office, etc.

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MEDICAL BOARD OF CALIFORNIA
ENFORCEMENT PROGRAM
BUDGET REPORT
JULY 1, 2006 - FEBRUARY 28, 2007

	FY 06/07 BUDGET	EXPENDITURES/ ENCUMBRANCES YR-TO-DATE	LAG TIME (MONTHS)
PERSONAL SERVICES			
Salaries & Wages	8,723,881	5,350,477	current
Staff Benefits	3,416,074	2,112,711	current
TOTAL PERSONAL SERVICES	12,139,955	7,463,188	
OPERATING EXPENSE & EQUIPMENT			
General Expense/Fingerprint Reports	255,604	64,939	1-2
Printing	495,087	93,974	1-2
Communications	289,539	105,627	1-2
Postage	100,806	47,694	1-2
Insurance	27,819	18,984	current
Travel In-State	122,358	43,654	1-2
Travel Out-of-State	1,500	1,998	current
Training	19,806	12,694	1-2
Facililties Operations	1,622,789	1,440,630	current
Consultant/Professional Services	450,000	545,823	1-2
Departmental Services	2,665,505	1,790,907	current
Data Processing	15,000	5,194	1-2
Central Administrative Services	942,619	706,964	current
Attorney General 1/	12,224,270	7,072,276	current
OAH	1,551,595	770,096	1
Evidence/Witness Fees	1,482,651	606,416	1-2
Court Reporter Services	125,000	42,384	1-2
Major Equipment	223,500	157,763	1-2
Other Items of Expense (Law Enf. Materials/Lab, etc.)	67	38,147	1-2
Vehicle Operations	167,194	113,027	1-2
Minor Equipment	0	20,501	1-2
Memorandum of Costs/Tort Payments	0	12,517	current
TOTAL OPERATING EXPENSES & EQUIPMENT	22,782,709	13,712,209	
DISTRIBUTED COSTS	(629,461)	(401,307)	
TOTAL BUDGET/EXPENDITURES	**34,293,203**	**20,774,090**	
Unscheduled Reimbursements		(220,744)	
		20,553,346	

1/See next page for monthly billing detail

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MEDICAL BOARD OF CALIFORNIA
ATTORNEY GENERAL EXPENDITURES - FY 06/07
DOJ AGENCY CODE 003573 - ENFORCEMENT (6303)

		Number of Hours	Rate	Amount
July	Attorney Services	4,711.25	158.00	744,377.50
	Legal Assistant Services	225.00	101.00	22,725.00
	Auditor/Analyst Services	1.50	63.00	94.50
	Cost of Suit			651.40
				767,848.40
August	Attorney Services	5,706.00	158.00	901,548.00
	Legal Assistant Services	220.25	101.00	22,245.25
	Auditor/Analyst Services	3.50	63.00	220.50
	Cost of Suit			1,480.89
				925,494.64
September	Attorney Services	5,178.00	158.00	818,124.00
	Legal Assistant Services	269.25	101.00	27,194.25
	Auditor/Analyst Services	1.00	63.00	63.00
	Cost of Suit			5,486.10
				850,867.35
October	Attorney Services	5,433.50	158.00	858,493.00
	Legal Assistant Services	291.75	101.00	29,466.75
	Auditor/Analyst Services		63.00	0.00
	Cost of Suit			5,050.15
				893,009.90
November	Attorney Services	5,573.50	158.00	880,613.00
	Legal Assistant Services	217.25	101.00	21,942.25
	Auditor/Analyst	0.50	63.00	31.50
	Cost of Suit			2,041.59
				904,628.34
December	Attorney Services	5,156.50	158.00	814,727.00
	Legal Assistant Services	170.75	101.00	17,245.75
	Auditor/Analyst	1.00	63.00	63.00
	Cost of Suit			5,365.91
				837,401.66

Enforcement AG Expenditures July - December = 5,179,250.29

Revised 3/22/07

MEDICAL BOARD OF CALIFORNIA
ATTORNEY GENERAL EXPENDITURES - FY 06/07
DOJ AGENCY CODE 003573 - ENFORCEMENT (6303)

January	Attorney Services	6,320.25	158.00	998,599.50
	Legal Assistant Services	241.25	101.00	24,366.25
	Auditor/Analyst	0.50	63.00	31.50
	Cost of Suit			8,925.86
				1,031,923.11
February	Attorney Services	5,303.75	158.00	837,992.50
	Legal Assistant Services	227.25	101.00	22,952.25
	Auditor/Analyst	2.50	63.00	157.50
	Cost of Suit			
				861,102.25
March	Attorney Services		158.00	0.00
	Legal Assistant Services		101.00	0.00
	Auditor/Analyst Services		63.00	0.00
	Cost of Suit			
				0.00
April	Attorney Services		158.00	0.00
	Legal Assistant Services		101.00	0.00
	Auditor/Analyst Services		63.00	0.00
	Cost of Suit			
				0.00
May	Attorney Services		158.00	0.00
	Legal Assistant Services		101.00	0.00
	Auditor/Analyst Services		63.00	0.00
	Cost of Suit			
				0.00
June	Attorney Services		158.00	0.00
	Legal Assistant Services		101.00	0.00
	Auditor/Analyst Services		63.00	0.00
	Cost of Suit			
				0.00

06/07 FYTD Total = 7,072,275.65

Revised 3/22/07
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MEDICAL BOARD OF CALIFORNIA
LICENSING PROGRAM
BUDGET REPORT
JULY 1, 2006 - FEBRUARY 28, 2007

	FY 06/07 BUDGET	EXPENDITURES/ ENCUMBRANCES YR-TO-DATE	LAG TIME (MONTHS)
PERSONAL SERVICES			
Salaries & Wages	1,805,723	1,145,778	current
Staff Benefits	778,445	483,317	current
TOTAL PERSONAL SERVICES	2,584,168	1,629,095	
OPERATING EXPENSES & EQUIPMENT			
General Expense	43,960	9,047	1-2
Fingerprint Reports*	369,948	209,336	current
Printing	50,000	78,712	1-2
Communications	68,724	26,370	1-2
Postage	137,446	59,220	1-2
Travel In-State	16,312	9,115	1-2
Travel Out-of-State	2,100	0	1-2
Training	4,000	0	1-2
Facilities Operation	162,000	162,685	current
Consult/Professional Services	266,000	223,397	1-2
Departmental Services	306,898	199,903	current
Data Processing	2,000	2,100	1-2
Central Administrative Services	108,573	81,430	current
Attorney General	190,000	84,083	current
Evidence/Witness Fees	10,764	359	1-2
Major Equipment	40,000	19,526	1-2
Minor Equipment	0	2,278	1-2
TOTAL OPERATING EXPENSES & EQUIPMENT	1,778,725	1,167,561	
SCHEDULED REIMBURSEMENTS	(384,000)	(253,922)	
DISTRIBUTED COSTS	(29,642)	(14,820)	
TOTAL BUDGET/EXPENDITURES	**3,949,251**	**2,527,914**	
Unscheduled Reimbursements		(136,329)	
		2,391,585	

*Department of Justice invoices for fingerprint reports, name checks, and subsequent arrest reports

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MEDICAL BOARD OF CALIFORNIA
ADMINISTRATIVE SERVICES PROGRAM
BUDGET REPORT
JULY 1, 2006 - FEBRUARY 28, 2007

	FY 06/07 BUDGET	EXPENDITURES/ ENCUMBRANCES YR-TO-DATE	LAG (MONTHS)
PERSONAL SERVICES			
Salaries & Wages	963,199	646,558	current
Staff Benefits	416,442	266,925	current
TOTAL PERSONAL SERVICES	1,379,641	913,483	
OPERATING EXPENSE & EQUIPMENT			
General Expense	257,884	66,975	1-2
Printing	25,000	12,184	1-2
Communications	74,886	10,459	1-2
Postage	11,131	369	1-2
Travel In-State	17,251	7,083	1-2
Training	3,000	0	1-2
Facilities Operations	931,000	988,076	current
Consultant & Professional Services	77,000	1,500	1-2
Departmental Services	240,049	163,346	current
Data Processing	2,000	0	1-2
Central Administrative Services	84,905	63,679	current
Vehicle Operations/Insurance/Other	2,226	519	1-2
Major Equipment	30,000	10,517	1-2
Minor Equipment	0	6,230	1-2
TOTAL OPERATING EXPENSES & EQUIPMENT	1,756,332	1,330,937	
DISTRIBUTED COSTS	(46,979)	(23,490)	
TOTAL BUDGET/EXPENDITURES	**3,088,994**	**2,220,930**	

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MEDICAL BOARD OF CALIFORNIA
DIVERSION PROGRAM
BUDGET REPORT
JULY 1, 2006 - FEBRUARY 28, 2007

	FY 06/07 BUDGET	EXPEND/ ENCUMB YR-TO-DATE	PERCENT OF BUDGET EXP/ENCUMB	LAG TIME (MONTHS)
PERSONAL SERVICES				
Salaries & Wages	701,095	457,661	65.3	current
Staff Benefits	292,521	171,881	58.8	current
TOTAL PERSONAL SERVICES	993,616	629,542	63.4	
OPERATING EXPENSES & EQUIPMENT				
General Expense	40,921	11,041	27.0	1-2
Printing	10,000	5,294	52.9	1-2
Communications	21,276	8,635	40.6	1-2
Postage	5,255	1,171	22.3	1-2
Insurance	1,582	1,130	71.4	current
Travel In-State	72,055	37,953	52.7	1-2
Travel Out-of-State	0	0		current
Training	4,418	1,554	35.2	1-2
Facilities Operation	32,000	28,335	88.5	current
Consultant/Professional Services	300,000	0	0.0	current
Departmental Services	135,782	89,580	66.0	current
DP Maint/Supplies	2,500	0	0.0	1-2
Central Administrative Services	48,025	36,019	75.0	current
Major Equipment	56,750	32,014	56.4	current
Vehicle Operations	11,000	7,706	70.1	1-2
Minor Equipment	12,000	1,460	12.2	1-2
TOTAL OPERATING EXPENSES & EQUIPMENT	753,564	261,892	34.8	
TOTAL BUDGET/EXPENDITURES	**1,747,180**	**891,434**	51.0	

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MEDICAL BOARD OF CALIFORNIA
INFORMATION SYSTEMS PROGRAM
BUDGET REPORT
JULY 1, 2006 - FEBRUARY 28, 2007

	FY 06/07 BUDGET	EXPENDITURES/ ENCUMBRANCES YR-TO-DATE	LAG TIME (MONTHS)
PERSONAL SERVICES			
Salaries & Wages	982,457	643,890	current
Staff Benefits	451,093	240,448	current
TOTAL PERSONAL SERVICES	1,433,550	884,338	
OPERATING EXPENSE & EQUIPMENT			
General Expense	37,900	13,748	1-2
Printing	15,000	1,928	1-2
Communications	20,020	9,524	1-2
Postage	5,255	346	1-2
Travel In-State	21,441	3,901	1-2
Training	17,745	4,117	1-2
Facililties Operations	149,000	118,266	current
Consultant/Professional Services	96,310	106,200	1-2
Departmental Services	222,086	144,240	current
Consolidated Data Centers (Teale)	532,215	154,059	current
Data Processing	74,762	51,201	1-2
Central Administrative Services	78,575	58,931	current
Major Equipment	7,500	0	1-2
Minor Equipment	152,300	156,421	1-2
TOTAL OPERATING EXPENSES & EQUIPMENT	1,430,109	822,882	
DISTRIBUTED COSTS	(6,918)	(3,458)	
TOTAL BUDGET/EXPENDITURES	**2,856,741**	**1,703,762**	

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MEDICAL BOARD OF CALIFORNIA
PROBATION MONITORING
BUDGET REPORT
JULY 1, 2006 - FEBRUARY 28, 2007

	FY 06/07 BUDGET	EXPENDITURES/ ENCUMBRANCES YR-TO-DATE	LAG TIME (MONTHS)
PERSONAL SERVICES			
Salaries & Wages	1,413,631	967,581	current
Staff Benefits	610,020	365,692	current
TOTAL PERSONAL SERVICES	2,023,651	1,333,273	
OPERATING EXPENSES & EQUIPMENT			
General Expense	30,000	11,005	1-2
Printing	7,500	817	1-2
Communications	29,786	11,636	1-2
Postage	3,191	42	1-2
Insurance	5,650	5,424	current
Travel In-State	51,785	14,105	1-2
Training	4,500	17,475	1-2
Facilities Operation	41,000	31,218	current
Departmental Services	201,434	129,308	current
Data Processing	500	0	1-2
Central/Administrative Services	71,281	53,461	current
Evidence/Witness Fees	64,568	33,492	1-2
Major Equipment	11,250	0	1-2
Minor Equipment	0	3,690	1-2
Vehicle Operations/Other Items	45,000	25,155	1-2
TOTAL OPERATING EXPENSES & EQUIPMENT	567,445	336,828	
TOTAL BUDGET/EXPENDITURES	**2,591,096**	**1,670,101**	
Unscheduled Reimbursements*		(834,369)	
		835,732	

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*no authority to spend

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3/26/2007

MEDICAL BOARD OF CALIFORNIA
EXECUTIVE OFFICE
1434 Howe Avenue, Suite 92
Sacramento, CA 95825-3236
(916) 263-2389 FAX (916) 263-2387
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Agenda Item 4E

Date: April 12, 2007

To: Members, Medical Board of California

From: Dave Thornton
Executive Director

Subject: Recruitment and Retention of Medical Board Investigators

At the March 29, 2007 Executive Committee meeting I was asked to detail the efforts the Board has undertaken to address the recruitment and retention of Medical Board investigative staff. As I have reported to you in the past, the turnover of investigative personnel is a chronic problem and one that is not easily remedied. Also, our efforts have been hampered by the collective bargaining system, and our tie to other investigators with the Department of Consumer Affairs.

There are many reasons for investigator turnover including:

- Board investigators receive extensive speciality training from the Medical Board and as a result are constantly being recruited by other state law enforcement agencies, especially in the competitive Southern California area.

- The Medical Board is unable to compete with salaries offered by some larger agencies such as the Department of Justice and Department of Corrections. Moreover, some state agencies offer as much as $200 extra per month to offset cost of living in high cost areas, something we have tried but cannot get approved.

- Entry level requirements include either a four year degree in criminal justice or equivalent experience with another law enforcement agency.

- The attraction of higher or even equal pay and lower, less complicated cases offered by other state agencies.

As previously mentioned, this is not a new problem, the Medical Board has been trying to address the loss of trained investigative staff for decades. In April of 1990 the Division of Medical Quality voted to support SB 2375 (a bill by Senator Robert Presley that created the Health Quality Enforcement Section of the Attorney General's Office and made other improvements to the Board's Enforcement Program). In doing so, the DMQ asked Senator Presley to make specific amendments to his bill regarding investigator pay. One of the requested amendments was to...***"add statutory provisions to raise Medical Board of California investigator salaries to prevent loss of experienced investigators to higher-paying agencies."*** The objective of the request was to...***"get legislative intent recorded to say that the pay scales for investigators of the Medical Board of California be increased to within at least 5% of the pay scales for the Special Agents of the Department of Justice in order to stem the loss of experienced investigators to high paying state agencies, and to attract new investigators."*** Legislative intent language was subsequently added to SB 2375. (See attached)

Despite this legislative intent language, pay scales for Medical Board investigators were not increased to the level sought by the DMQ.

Current efforts to address the recruitment and retention of Medical Board Investigators include:

- Working with the Department of Consumer Affairs to seek a reclassification of investigators including a salary increase. We are also working with the department to revise the minimum qualifications for entry level investigators to allow the Board to consider other types of college degrees, not just degrees in criminal justice.

- Seeking full implementation of Vertical Enforcement which would include the transfer of investigative staff to the Department of Justice, Health Quality Enforcement Section. Investigation staff would ultimately be reclassified to Special Agents.

- Working with the Senate budget subcommittee #4 exploring ways the Legislature can assist the Board in addressing the issue of investigator pay differentials.

- Exploring the possibility of a pay differential for investigators through the Budget Change Proposal process. The current collective bargaining contract for Special Agents with the Department of Justice and Medical Board investigators includes pay increases through January 1, 2008. Effective January 1, 2008 the base pay for our investigators will be $6,169 and for DOJ Special Agents the base pay will be $7,341 - a difference of almost $1,200 per month.

I will continue to give you updates on the status of these efforts.

(17) 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, including the creation of a State Mandates Claims Fund to pay the costs of mandates which do not exceed $1,000,000 statewide and other procedures for claims whose statewide costs exceed $1,000,000.

The bill would provide that no reimbursement shall be made from the State Mandates Claims Fund for costs mandated by the state pursuant to this act, but would recognize that local agencies and school districts may pursue any available remedies to seek reimbursement for those other costs. It would, however, notwithstanding the foregoing, require the Medical Board of California to reimburse the State Mandates Claims Fund for any costs which may be incurred due to mandates contained in the bill. In so doing the bill would authorize the expenditure of continuously appropriated funds for a new purpose, thus constituting an appropriation.

Appropriation: yes.

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

SECTION 1. The 1989–90 Regular Session of the Legislature declares that the physician discipline system administered by the board's Division of Medical Quality is inadequate to protect the health, safety, and welfare of the people of California against incompetent or impaired physicians.

It is, therefore, the intent of the Legislature to restructure the physician discipline system of the Medical Board of California in order to give it authority to act quickly in extreme cases to impose interim protective measures or final sanctions short of license revocation or suspension; more information from a variety of enhanced reporting sources and increased public outreach; procedures which afford a fair review and hearing by an experienced administrative law judge without excessive delay; procedures to ensure a high quality hearing; and enhanced resources to finance such a system in the interests of protecting the people of California. It is therefore the intent of the Legislature to improve the discipline system of licensed physicians and allied health professionals by creating a more expeditious and efficient adjudicatory system and providing it the adequate resources for its performance. It is also the intent of the Legislature that the pay scales for investigators of the Medical Board of California be equivalent to the pay scales for special investigative agents of the Department of Justice, in order to attract and retain experienced investigators.

SEC. 2. Section 802.5 is added to the Business and Professions Code, to read:

802.5. (a) When a coroner receives information that is based on

LEGISLATIVE PACKET

April 26-27, 2007
Sacramento, CA

for

EXECUTIVE COMMITTEE,
DIVISIONS,
AND
FULL BOARD
MEETINGS

Medical Board of California
Tracker - Legislative Bill File
4/23/2007

BILL	AUTHOR	TITLE	STATUS	POSITION	VER. OF BILL POS. BASED	LAST AMENDED	LETTERS
AB 253	Eng	MBC: Restructuring	Floor	Sponsor/Support	Amended	3/8/07	3/13/07
Medical Board Legislative Analysis							
AB 329	Nakanishi	Chronic Diseases: Telemedicine	Approps.	ex com: Support	Amended	3/29/07	4/17/07
Medical Board Legislative Analysis							
AB 555	Nakanishi	Electronic Medical Records	Insurance	ex com: Support concept	Introduced		
Medical Board Legislative Analysis							
AB 1025	Bass	Professions: Denial of Licensure	B&P 4/24	ex com: Neutral w/amends	Amended	4/16/07	
Medical Board Legislative Analysis							
AB 1073	Nava	Work. Comp.: CA lic. Physicians on Utilization Review	Insurance 4/25	ex com: Support	Introduced		
Medical Board Legislative Analysis							
AB 1154	Leno	Diabetes: Pilot Program	Health 4/24	ex com: Refer to Access Care	Amended	4/10/07	
Medical Board Legislative Analysis							
AB 1224	Hernandez	Telemedicine: Optometrists	Approps.	ex com: Refer to Access Care	Amended	4/10/07	
Medical Board Legislative Analysis							
AB 1276	Karnette	Prescription Containers: Labels with Purpose	B&P 4/24	ex com: Support w/amends Rec: Support	Amended	4/17/07	4/9/07
Medical Board Legislative Analysis							
AB 1436	Hernandez	Scope of Practice: Nurse Practitioners & Physician Assistants	B&P 4/24	Rec: Oppose	Amended	4/17/07	
Medical Board Legislative Analysis							
AB 1444	Emmerson	Physical Therapists: Scope of Practice	B&P 4/24	Rec: Oppose	Amended	4/9/07	
Medical Board Legislative Analysis							

Medical Board of California
Tracker - Legislative Bill File
4/23/2007

BILL	AUTHOR	TITLE	STATUS	POSITION	VER. OF BILL POS. BASED	LAST AMENDED	LETTERS
AB 1643	Niello	Supervision of Nurse Practitioners: more than four	B&P 4/24	ex com: Oppose unless amend	Introduced		
Medical Board Legislative Analysis							
SB 102	Migden	Blood Transfusions: Brochure	B&P 4/23	ex com: Support if amend Rec: Support	Amended	4/12/07	
Medical Board Legislative Analysis							
SB 472	Corbett	Prescription Drugs: Labeling Requirements & Panel	B&P 4/23	Rec: Support	Amended	4/16/07	
Medical Board Legislative Analysis							
SB 478	Hollingsworth	Physicians: Loan Repayment	Rules	ex com: Refer to Access Care	Introduced		
Medical Board Legislative Analysis							
SB 620	Correa	Anesthesia Permit for Physicians in Dental Offices	Floor	ex com: Support	Introduced		
Medical Board Legislative Analysis							
SB 761	Ridley-Thomas	Diversion and Vertical Prosecution	App-Susp	Sponsor/Support	Amended	3/27/07	3/13/07
Medical Board Legislative Analysis							
SB 764	Migden	MBC Reporting Licensee Information to OSHPD	Health 4/18	ex com: Support w/conditions	Amended	4/12/07	4/9/07
Medical Board Legislative Analysis							
SB 767	Ridley-Thomas	Drug Overdose Treatment: Liability	Judiciary	ex com: Defer to full board Rec: Neutral	Amended	4/12/07	
Medical Board Legislative Analysis							
SB 809	Ashburn	Expanding Scope of Practice for Nurse Practitioners	B&P	ex com: Oppose	Amended	3/26/07	
Medical Board Legislative Analysis							
SB 907	Calderon	Compensation for Referrals	B&P	ex com: Oppose	Introduced		
Medical Board Legislative Analysis							

Medical Board of California
Tracker - Legislative Bill File
4/23/2007

BILL	AUTHOR	TITLE	STATUS	POSITION	VER. OF BILL POS. BASED	LAST AMENDED	LETTERS
SB 993	Aanestad	Psychologists: Scope of Practice: prescribing	B&P 4/23	ex com: Oppose	Amended	4/18/07	
Medical Board Legislative Analysis							
SB 1048	Comm. B,P&ED	Healing Arts: Omnibus	B&P 4/23	Rec: Support MBC Provisions	Introduced		
Medical Board Legislative Analysis							

Medical Board of California
2006 Tracker II - Legislative Bills
4/23/2007

BILL	AUTHOR	TITLE	STATUS	AMENDED
AB 34	Portantino	Umbilical Cord Blood Collection Program	Approps. 4/18	04/10/07
AB 54	Dymally	Health Care Coverage: Acupuncture	Health	03/08/07
AB 64	Berg	Uniform Emergency Volunteer Health Practitioners Act	Health	04/10/07
AB 139	Bass	Vehicles: Schoolbus Drivers: Medical Examinations	Rules	
AB 158	Ma	Public Health	Health	04/10/07
AB 249	Eng	Licensees: Healing Arts: Settlement Agreements	Approps. 4/18	
AB 269	Eng	Dentists: License Renewal	Approps.	04/17/07
AB 272	Garcia	HIV Tests	Health	
AB 295	Lieu	State Agencies: Collection of Demographic Data	Approps.	03/22/07
AB 309	Tran	State Boards and Commissions: Salaries: Suspension	B&P	
AB 325	Nava	Peace Officers: Recruitment	App-Susp. 4/18	03/19/07
AB 374	Berg	California Compassionate Choices Act	App-Susp. 4/18	
AB 436	Salas	Medical Records	Health	04/09/07
AB 611	Nakanishi	Physician Assistants - Education Loan Program	Health	04/12/07
AB 632	Salas	Health Care Facilities: Whistleblower Protections	Approps.	04/17/07
AB 636	Levine	Acupuncture	B&P 5/8	03/27/07
AB 644	Dymally	Workers' Compensation: medical treatment utilization reivew	Insurance	04/09/07
AB 682	Berg	HIV/AIDS Testing	Approps.	03/27/07
AB 865	Davis	State Agencies: Live Customer Service	B&P	
AB 871	Davis	Hypertension and Diabetes	Introduced	
AB 961	Hernandez	Diabetes	Amended	04/18/07
AB 1009	Benoit	Fetal Pain Prevention	Health	
AB 1039	Parra	Medical Referral Services	Introduced	
AB 1044	Strickland	Optometrists: Regulation	Health	04/09/07
AB 1057	Beall	Electronic Personal Records Strategic Plan	Judiciary	04/24/07

Medical Board of California
2006 Tracker II - Legislative Bills
4/23/2007

BILL	AUTHOR	TITLE	STATUS	AMENDED
AB 1102	Nakanishi	Prescription Lenses: fitting of lenses	Introduced	
AB 1134	Dymally	Medical Enterprise Zones: Student Loans: Tax Credits	Health	04/16/07
AB 1178	Hernandez	Medical Information: Disclosures	Health 5/1	
AB 1198	Benoit	Law Enforcement Response Costs: Driving Under the Influence	Judiciary	
AB 1298	Jones	Personal Information: Disclosure	Health 4/24	
AB 1390	Huffman	Health Care Service Plans: Unfair Payment Patterns	Approps.	04/11/07
AB 1393	Leno	Public Records	GO/Jud. 4/18	
AB 1399	Richardson	Pharmacies: Prescription Labels	Health 4/24	
AB 1429	Evans	Human Papillonavirus Vaccination	Health	04/16/07
AB 1468	Garrick	Hospitals: Patient Data	Health 4/24	04/10/07
AB 1480	Mendoza	Physicians and Surgeons: Medical Board of CA	Introduced	
AB 1486	Calderon	Licensed Professional Counselors	B&P	
AB 1531	DeSaulnier	Vehicles: Disabled Parking	Trans. 4/23	04/12/07
AB 1555	Lieber	Health Care Services: Chronic Care Model	Approps.	
AB 1587	De La Torre	Personal Information: Pharmacy	Health 5/1	
SB 48	Perata	Health Care Coverage: Employers and Employees	Health 4/25	
SB 136	Cedillo	Acupuncture: Asian Massage	B&P 4/23	04/16/07
SB 284	Lowenthal	Athletic Trainers: Registration	B&P	
SB 320	Alquist	CA Health Care Information Infrastructure Program	Approps.	03/29/07
SB 356	Negrete McLeod	List of Reportable Diseases and Conditions	Health	04/17/07
SB 374	Harman	Military Service: Benefits	VA 4/24	04/16/07
SB 387	Alquist	Dentists: Death or Incapacity	Judiciary 4/24	04/09/07
SB 519	Comm. on Gov Org	Public Meetings: Special Meetings	GO 5/8	
SB 533	Yee	Health: Immunizations: Pneumococcus	Health 4/18	03/29/07
SB 557	Wiggins	Worker's Comp: Qualified Medical Evaluators: Audiologists	B&P 4/23	04/09/07
SB 615	Oropeza	Pharmacy Technicians: Scholarship & Loan Repayment Prog	B&P 4/23	04/16/07

Medical Board of California
2006 Tracker II - Legislative Bills
4/23/2007

BILL	AUTHOR	TITLE	STATUS	AMENDED
SB 618	Alquist	State Agencies: Electronic Records	GO 4/24	
SB 661	Maldonado	Healing Arts: Anatomic Pathology Services	B,P & ED	04/10/07
SB 676	Ridley-Thomas	Immunizations	Health 4/18	04/11/07
SB 721	Ashburn	State Agencies: Succession Plans	Approps. 4/23	
SB 731	Oropeza	Massage Therapy	B&P 4/23	04/19/07
SB 801	Ridley-Thomas	Chiropractors	B&P 4/23	4/16/07
SB 822	Aanestad	Immunity: Evaluation of Practitioner of Healing Arts	Rules	04/11/07
SB 824	Padilla	Department of Consumer Affairs: assumption of jurisdiction	Rules	04/16/07
SB 840	Kuehl	Single-Payer Health Care Coverage	Health 4/18	
SB 843	Calderon	Medical Information	Health 4/18	
SB 850	Maldonado	Birth Certificates: Stillborn Births	Health 4/18	
SB 962	Migden	Umbilical Cord Blood Collection Program	Health 4/18	04/19/07
SB 963	Ridley-Thomas	Regulatory Boards: Regulation	B&P 4/23	04/16/07
SB 971	McClintock	Government Reorganization: Realignment of Closure	GO	
SB 1014	Kuehl	Taxation: Single-Payer Health Care Coverage Tax	Health-4/18, RT 4/25	