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POTENTIALS

Governor Arnold Schwarzenegger
State Capitol
Sacramento, CA. 95814

Dear Governor Schwarzenegger:

10 Sept 10

Please veto AB 1235 (Hayashi) and sign SB 700 (McLeod).

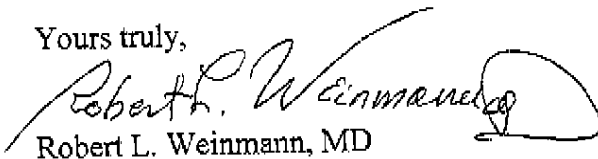
It appears that the California Medical Association to which I've belonged for about 4 decades has been caught in a vise. In an effort to improve peer review, the CMA has let slip into AB 1235 language that is antithetical to the concept originally proposed. On page 3 of the bill we notice that the language would allow a hearing officer to recommend termination of a hearing even though the doctor involved might want the hearing to continue. The bill allows the hearing officer to make this recommendation under "certain circumstances" not specified in the bill.

Here's a sample of the legislative language in the bill, page 3:

"The bill would authorize the hearing officer to recommend termination of the hearing in certain circumstances."

The so-called "certain circumstances" are not specified. In the absence of amending or clarifying language, the bill should be vetoed or held over. The unspecified reference to "certain circumstances" that are not spelled out reflects legislative language too sloppy to merit signing into law.

Yours truly,


Robert L. Weinmann, MD