

# CHEAC Legislative Hot Sheet 2005 - #4

## April 1, 2005

### Hot Sheet at a glance

Bill Number	Status	CHEAC Position
AB 109/Chan	Passed out of Assembly Health (12-0). To Assembly Appropriations Committee.	Watch (Special Interest Bill)
AB 126/Dymally	In Assembly Health Committee. Set for hearing <b>4/5/05 4/19/05.</b>	Oppose-2
AB 392/Chan	In Assembly Health Committee. Set for hearing 4/5/05.	Support-1
AB 470/Yee	In Assembly Health Committee. Set for hearing 4/5/05.	Watch <b>w/ concerns</b> (Special Interest Bill)
AB 512/Richman	Referred to Assembly Business & Professions Committee and Assembly Health Committee. <b>Set for hearing 4/12/05 (B&amp;P).</b>	Support-2
AB 547/Berg	Referred to Assembly Health Committee. Set for hearing <b>4/12/05 4/5/05.</b>	Support-1
AB 586/Negrete McLeod	Referred to Assembly Health Committee. Set for hearing 4/12/05.	Watch (Special Interest Bill)
<b>*AB 686/Chu</b>	<b>Referred to Assembly Health Committee. Set for hearing 4/12/05.</b>	<b>Support-2</b>
<b>*AB 1179/Yee</b>	<b>Referred to Assembly Human Services Committee. Set for hearing 4/26/05. Amended 3/31/05.</b>	<b>Support-2</b>
<b>*AB 1538/Bass</b>	<b>Referred to Assembly Human Services Committee.</b>	<b>Watch w/ concerns (Special Interest Bill)</b>
SB 12/Escutia	Passed out as amended from Senate Education (8-3). To Senate Health Committee.	Support-2
SB 34/Florez	Passed out of Senate Local Government (4-2). On Senate Floor.	Oppose-2
SB 35/Florez	Amended 3/8/05. In Senate Appropriations Committee.	Watch (Special Interest Bill)
<b>*SB 57/Alarcon</b>	<b>Referred to Senate Public Safety Committee. Set for hearing 4/19/05.</b>	<b>Support if Amended</b>
SB 104/Ortiz	Referred to the Senate Public Safety Committee. <b>Set for hearing 4/12/05.</b>	Watch (Special Interest Bill)
SB 162/Ortiz	Passed out as amended from Senate Health (7-1) To Senate Government Modernization, Efficiency and Accountability Committee.	Watch (Special Interest Bill)
SB 325/Ducheny	Referred to Senate Health Committee. Set for hearing 3/30/05.	Watch <b>w/ concerns</b> (Special Interest Bill)
<b>*SB 643/Chesbro</b>	<b>Referred to Senate Health Committee. Set for hearing 4/13/05.</b>	<b>Watch w/ concerns (Special Interest Bill)</b>
<b>*SB 708/Speier</b>	<b>Referred to Senate Health Committee. Set for hearing 4/13/05.</b>	<b>Watch w/ concerns (Special Interest Bill)</b>
<b>*SB 965/Escutia</b>	<b>Referred to Senate Education and Senate Health Committees. Set for hearing 4/6/05.</b>	<b>Support-2</b>
<b>*SB 969/Ducheny</b>	<b>Referred to Senate Transportation &amp; Housing Committee.</b>	<b>Oppose-1</b>

**\*Please note these bills are new to the hot sheet and positions are unofficial until ratified by the General Membership in April.**

### **SUPPORT 1**

**AB 392/Chan** – Authorizes any county, with the assistance and participation of the appropriate state departments, to implement a program for the funding and delivery of services and benefits through an integrated and comprehensive county health and human services system. Includes evaluation components.

**LAST ACTION:** Referred to Assembly Health Committee.

**STATUS:** Set for hearing 4/5/05.

**AB 547/Berg** – Authorizes cities, counties and cities and counties to have a clean needle and syringe exchange project in consultation with DHS. Eliminates local declaration of emergency provisions.

**LAST ACTION:** Introduced.

**STATUS:** Referred to Assembly Health Committee. Set for hearing ~~4/12/05~~ 4/5/05.

### **SUPPORT 2**

**AB 512/Richman** - Authorizes DHS to deny, suspend or revoke a clinical lab's license or registration for failure to comply with specified infectious disease reporting requirements. Authorizes DHS to impose civil monetary penalties for failure to comply with these requirements.

**LAST ACTION:** Referred to Assembly Business & Professions Committee and Assembly Health Committee.

**STATUS:** Set for hearing 4/12/05 (B&P).

\***AB 686/Chu** – Provides that Medi-Cal edits applied to state fiscal intermediary claims that deny or reduce reimbursement shall not apply to claims for authorized CCS program services.

**STATUS:** Referred to Assembly Health Committee. Set for hearing 4/12/05.

\***AB 1179/Yee** – Requires DSS to permit designated foster care providers in community care facilities to administer injections for diabetes and anaphylactic shock to foster children, if the providers are trained to administer injections by a licensed health care professional.

**STATUS:** Referred to Assembly Human Services Committee. Set for hearing 4/26/05. Amended 3/31/05.

**SB 12/Escutia** – Prohibits the sale of certain beverages and food items at high schools, commencing 7/1/07.

**LAST ACTION:** Passed out as amended from Senate Education (8-3). To Senate Health Committee.

**STATUS:** Amended 3/30/05.

\***SB 965/Escutia** – Restricts the sale of beverages to pupils at a high school at specified times to certain specified beverages.

**STATUS:** Referred to Senate Education and Senate Health Committees. Set for hearing 4/6/05.

### **SUPPORT IF AMENDED**

\***SB 57/Alarcon** – Provides that a county board of supervisors may elect to levy an additional penalty in the amount of \$2 for every \$10, upon fines, penalties and forfeitures collected for criminal offenses. Provides that, in addition, a county board of supervisors may levy a penalty in the amount of \$2 for every \$10 upon fines, penalties and forfeitures collected for violations of law related to seatbelt use, speed limits, DUI and domestic violence. Allows counties that have pediatric trauma units to spend up to 15% of the funds collected pursuant to these provisions for equipping and reimbursing trauma care facilities that provide pediatric trauma care.

**STATUS:** Referred to Senate Public Safety Committee. Set for hearing 4/19/05.

### **OPPOSE 1**

\***SB 969/Ducheney** – Exempts from the motorcycle helmet law a specified driver who is 18 years of age or older and either has completed a motorcycle rider training program or has been issued a class M1 license or endorsement, or a comparable license or endorsement from another jurisdiction for 2 or more years.

**STATUS:** Referred to Senate Transportation & Housing Committee.

## **OPPOSE 2**

**AB 126/Dymally** – Makes various changes to the Beilenson process before a county can close a county health facility or reduce the level of services. A county must file with DHS a description of existing facilities and services 60 days prior, and must make findings after the hearing that the proposed action would not have a detrimental impact on the health care needs of indigent people in the county. Also sets new standard for indigent care equal to that available to health care services in private facilities.

**LAST ACTION:** Referred to Assembly Health Committee. Set for hearing 4/5/05.

**STATUS:** Pulled from hearing. Reset for hearing 4/19/05.

**SB 34/Florez** – Requires that the majority of a county First Five commission consist of persons who do not represent the county. Grants the commission full discretion in the selection and appointment of its chairperson. Other provisions.

**LAST ACTION:** Amended 3/8/05. Set for hearing 3/16/05.

**STATUS:** Passed out of Senate Local Government Committee (4-2). On Senate Floor.

## **SPECIAL INTEREST BILLS**

### **Watch w/ concerns**

**AB 470/Yee** - Requires county mental health agencies to provide mental health assessment and all necessary mental health services for children whose families receive CalWorks or SSI/SSP or are wards or dependent children of the court.

**STATUS:** Introduced. Referred to Assembly Health Committee. Set for hearing 4/5/05.

**SB 325/Ducheny** - Authorizes counties to seek reimbursement from the Local Revenue Fund (Realignment) for all verified excess costs to fund assessments, psychotherapy and other mental health services allowable under federal regulations and required by state law.

**LAST ACTION:** Introduced. Referred to Senate Health Committee.

**STATUS:** Set for hearing 3/30/05.

**\*AB 1538/Bass** – Requires a county to provide the same wages and benefits authorized pursuant to the collective bargaining process to any IHSS provider who is qualified to receive wages and benefits under the applicable collective bargaining agreement or MOU, but who is ineligible to receive those wages and benefits as a result of maximum provider enrollment provision in the collective bargaining agreement or MOU.

**STATUS:** Referred to Assembly Human Services Committee.

**\*SB 643/Chesbro** – Would, with respect to Medi-Cal funded long term care recipients required to meet a share-of-cost requirement, modify the personal and incidental needs allowance to the 2 months prior to discharge and provide for reimbursement of a portion of the share-of-cost to the recipient at the time of discharge. Provides that TCM services would be a covered benefit under the Medi-Cal program for nursing facility residents when medically necessary to transition into the community. Requires a county mental health agency to fund any assessments conducted at the request of a conservatee or his or her attorney in a conservatorship proceeding. Other provisions.

**STATUS:** Referred to Senate Health Committee. Set for hearing 4/13/05.

**\*SB 708/Speier** – Requires DHS to develop a standard contract for private nonprofit hospitals whereby a hospital agrees to provide medical care to indigent patients, as a condition of participation in the drug discount program established under federal law.

**STATUS:** Referred to Senate Health Committee. Set for hearing 4/13/05.

## **Watch**

**AB 109/Chan** – Adds requirements that county First Five commissions adopt policies regarding conflict of interests of commission members and commission contracting and procurement policies that the county adopt a limit on the percentage of the county commission's operating budget that may be spent on administrative functions, pursuant to guidelines issued by the state commission and that the county commission adopt policies and processes establishing the salaries and benefits of county commission employees. Requires each county commission to submit in its audit report a list of all program areas funded and administrative costs incurred if the state commission prescribes that format prior to the fiscal year in which it is to be utilized. Requires that the state commission's report include expenditures for both administration and program areas funded by the state and county commissions. Requires the to issue guidelines for expanded annual audits of each county commission and associated quality control functions, subject to funding by the state commission, and to present the final audit guidelines and implementation plan to the state commission by 4/20/06. Other provisions.

**LAST ACTION:** Referred to Assembly Health Committee – Set for hearing 3/8/05. Amended 3/3/05.

**STATUS:** Passed out of Assembly Health (12-0). To Assembly Appropriations Committee.

**AB 586/Negrete McLeod** – Designates the operational area coordinator, in cooperation with various agencies, as the person responsible for ensuring the development of a medical and health disaster system. Defines operational area coordinators as county health officers and the county local EMS agency who shall act jointly as the Medical/Health Operational Area Coordinator (MHOAC). Requires DHS and EMSA to adopt regulations and guidelines by which disaster medical and health preparedness, response, recovery and mitigation functions are to be evaluated and carried out.

**LAST ACTION:** Introduced.

**STATUS:** Referred to Assembly Health Committee. Set for hearing 4/12/05.

**SB 35/Florez** – Adds to existing First Five requirements that a county commission adopt policies regarding conflict of interest of commission members and commission contracting and procurement policies, and that limit the percentage of a county commissions revenues spent on administrative functions. Requires each county commission to submit in its audit report a list, by category, of all program areas funded and administrative costs incurred. Requires that the state commission's report include expenditures for both administration and program areas funded by the state and county commissions. Requires the Controller to audit each county commission every three years, prescribe the scope of the audit, and authorizes the Controller to recommend to the state commission to withhold the annual allocation of money to a county commission until the county commission has corrected the practices identified in the audit. Other provisions.

**LAST ACTION:** Passed out as amended from Senate Local Government Committee (6-1). To Senate Appropriations Committee.

**STATUS:** Amended 3/8/05.

**SB 104/Ortiz** – Makes an order of a local health officer enforceable immediately by certain state or local peace officers. Contains placeholder language for possible use in implementation of federal bioterrorism preparedness grant.

**STATUS:** Referred to the Senate Public Safety Committee. **Set for hearing 4/12/05.**

**SB 162/Ortiz** – Establishes the State Department of Public Health, to be headed by the State Health Officer to be appointed by the Governor. Transfers the responsibility for certain programs from the State Department of Health Services to the State Department of Public Health. Other provisions.

**LAST ACTION:** Passed out as amended from Senate Health (7-1). To Senate Gov't Modernization, Efficiency & Accountability Committee.

**STATUS:** Amended 3/30/05.