

# CHEAC Hot Sheet #19 – 2009

## September 14, 2009

| Bill Number<br>Author<br>Subject<br>Last Amendment                               | Bill Status   | Description  | CHEAC<br>Position    |
|--|---|--|----------------------|
| <b>ASSEMBLY BILLS</b>  |   |  |                      |
| AB 54/Jeffries<br><i>EMS</i><br><br>Last amendment<br>3/26/09                    | <i>Location:</i> In Assembly Governmental Organization.<br>*2-Year Bill                       | Requires the Department of Forestry and Fire Protection, Office of State Fire Marshall, State Board of Fire Services, Department of California Highway Patrol, the California Conservation Corps, and the Emergency Medical Services to form a working group to prepare a Governor's Reorganization plan to transfer the authorities and duties of the aforementioned departments to the California Emergency Management Agency.                               | O-3                  |
| AB 57/Price<br><i>Hospitals</i>  | <i>Location:</i> To Governor.   | Requires DPH to establish a procedure for the collection and review of written staffing plans (excluding nurses) from UC hospitals.  | Watch w/<br>Concerns |
| AB 217/Beall<br><i>Medi-Cal<br/>Alcohol/Drug</i><br><br>Last amendment<br>6/1/09 | <i>Location:</i> To Governor.   | Establishes the Medi-Cal Alcohol and Drug Screening & Brief Intervention Services Program to allow local funds to draw down federal funds via CPE. Funding obtained to be used to provide alcohol and drug screening and brief intervention services to Medi-Cal beneficiaries who are pregnant women or women of childbearing age. Requires any public entity drawing down FFP to reimburse the state their costs for creating and administering the program. | S-3                  |
| AB 221/Portantino<br><i>HIV/AIDS</i><br>Last amendment<br>8/17/09                | <i>Location:</i> To Governor.   | Would exempt HIV counselors who are trained in rapid HIV test proficiency and universal infection control precautions and who also work under a licensed physician or surgeon from phlebotomist certification requirements.  | S-3                  |
| AB 233/Smyth<br><i>Animal Control</i><br>Last amendment<br>5/4/09                | <i>Location:</i> In Assembly Appropriations Committee held on the Suspense File. *2-Year Bill | Allows a tax write off by a California taxpayer who adopts a pet from a qualified animal rescue organization (including county shelters).  | S-2                  |
| AB 242/Nava<br><i>Animal Control</i><br>Last amendment<br>6/1/09                 | <i>Location:</i> To Governor.   | Increases the penalties assessed for the act of watching a dogfight.   | S-3                  |



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| AB 911/Lieu<br>EMS<br><br>Last amendment<br>7/23/09                         | <i>Location:</i> To Governor.  | Requires all licensed general acute care hospitals to assess the condition of their emergency rooms every four hours and then calculate and record a crowding score. If a hospital does not record a crowding score in level four or higher for the previous 30 days, it may assess its ER every eight hours; however, if it records a crowding score of four or higher, it must revert to the four hour schedule. Also requires hospitals to develop and implement a full-capacity protocol for each category on the crowding scale. Hospitals with emergency rooms must file these protocols with OSHPD. | Watch w/<br>Concerns |
| AB 1076/Jones<br>Medi-Cal<br><br><b>Amended 9/11/09</b>                     | <i>Location:</i> In Senate Appropriations Committee.   | <del>As part of the existing Disease Management Waiver DHCS must seek, the disease management benefit shall now also include a designation of a primary care provider as a patient's medical home. Also directs the DHCS director if such a program is implemented to expand the program to include Medi-Cal beneficiaries who meet certain conditions.</del><br><b>Amended to non-relevant subject matter.</b>  | S-3                  |
| AB 1199/Ammiano<br>Health Care<br>Master Plans<br>Last amendment<br>4/13/09 | <i>Location:</i> In Assembly Health Committee.<br>*2-Year Bill   | Requires counties to establish a working group to create a local health care master plan to consider among other things equitable distribution of health care services, including services provided by hospitals, clinics and other providers within the county.   | Watch w/<br>Concerns |
| AB 1201/M.Perez<br>Immunizations<br>Last amendment<br>4/28/09               | <i>Location:</i> In Assembly Appropriations Committee held on the Suspense File. *2-Year Bill                      | Compels health plans or insurers to fully reimburse physicians for their childhood immunization vaccine costs.   | S-3                  |
| AB 1205/Logue<br>Injury Prevention  | <i>Location:</i> In Assembly Transportation Committee.<br>Failed passage; reconsideration granted.<br>*2-Year Bill | Exempts drivers, 18 years or older who has either completed a motorcyclist safety training program or has been issued a class M1 license from wearing a safety helmet while operating a motorcycle, motor-driven cycle or motorized bicycle.   | O-2                  |
| AB 1269/Brownley<br>Medi-Cal<br>Last amendment<br>9/1/09                    | <i>Location:</i> To Governor.  | Extends Medi-Cal eligibility for the disabled who become unemployed for an additional 26 weeks if FFP is provided. Operative until only 30 days after enhanced FFP rates expire.   | S-3                  |

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| AB 1383/Jones<br><i>Medi-Cal<br/>Hospitals<br/>Children's Health</i><br><br><b>Amended 9/12/09</b> | <i>Location:</i> To Governor.                                | Imposes a coverage dividend fee on hospitals, except for designated public hospitals, for a period that would end on 12/31/10. Requires revenue from the fee to be used only to make specified increased Medi-Cal payments to hospitals, the administrative costs of DHCS and to pay for health care coverage for children. <b>Urgency clause removed from bill (cannot go into effect immediately if signed by Governor).</b>   | Special Interest Bill |
| AB 1422/Bass<br><i>HFP<br/>Medi-Cal<br/>Managed Care</i><br><br>Last amendment<br>8/25/09          | <i>Location:</i> To Governor.                                | Subjects Medi-Cal managed care plans to a gross premium tax of 2.35% with the proceeds to be used as matching funds for both the Medi-Cal Program and the Healthy Families Program (HFP). Grants the State First 5 Commission authority to transfer funds between specified accounts that are used to fund the First 5 Program. Allows the HFP to raise premiums on family incomes of 150-200% FPL (from 12 to \$16 per child and a family max from \$36 to \$48) and family incomes of 200-250% FPL (from \$17 to \$24 per child and a family max from \$51 to \$72). | S-2                   |
| AB 1445/Chesbro<br><i>Medi-Cal</i><br><br>Last amendment<br>6/1/09                                 | <i>Location:</i> In Senate Appropriations Committee.         | Allows reimbursement for a max of two visits to an FQHC or RHC on the same day and at the same location if the patient suddenly suffers and illness or injury subsequent to the first visit or if the patient has a medical visit and “another health visit” – meaning a face-to-face encounter with a clinical psychologist, licensed clinical social worker, dentist, dental hygienist or registered dental hygienist in alternative practice.   | S-3                   |
| AB 1487/Hill<br><i>Jail Medical</i><br>Last amendment<br>6/22/09                                   | <i>Location:</i> In Senate Public Safety Committee.          | Increases the fee that can be charged to an inmate's account for medical visits from \$3 to \$6.   | SIA                   |
| AB 1503/Lieu<br><i>EMS</i>   | <i>Location:</i> In Senate Health Committee.                 | Creates a new physician and surgeon pricing policy for uninsured visits to the emergency room. Ties Maddy Fund reimbursements to these new provisions.   | Watch w/<br>Concerns  |
| <b>SENATE BILLS</b>  |  |  |                       |
| SB 1/Steinberg<br><i>Children's Health<br/>Expansion<br/>CCS</i>                                   | <i>Location:</i> In Senate Health Committee.<br>*2-Year Bill | Expands children's health insurance.<br><br><b>Please note: CHEAC has concerns with the CCS provisions in the bill.</b>  | Watch w/<br>Concerns  |



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| SB 601/Padilla<br><i>Tobacco</i><br>Last amendment<br>5/18/09             | <i>Location:</i> In Senate Appropriations Committee held on the Suspense File. *2-Year Bill | Restricts new retail tobacco licenses for businesses located within 600 feet of public or private elementary or secondary schools.  | S-2                   |
| SB 769/Alquist<br><i>Public Health</i><br><br><b>Amended 9/9/09</b>       | <i>Location:</i> On Senate Floor.   | Provides that for FY 09/10 federal funding received pursuant to the federal Supplemental Appropriations Act for state and local public health and emergency response infrastructure for pandemic flu be—subject to appropriation by the Legislature for allocation by DPH pursuant to the CDC grant agreement. Requires DPH to use funds to expand CAHAN capacity for hospitals and clinics. <b>Urgency clause added to the bill.</b>   | Special Interest Bill |
| SB 810/Leno<br><i>Health Care Reform</i><br><br>Last amendment<br>4/23/09 | <i>Location:</i> In Senate Appropriations Committee held on the Suspense File. *2-Year Bill | Establishes the California Healthcare System to be administered by the newly created CA Healthcare Agency under the control of an elected Healthcare Commissioner. Makes all CA residents eligible for specified health care benefits under the system, which would, on a single-payer basis, negotiate for or set fees for health care services provided through the system and pay claims for those services. Requires the commissioner to seek all necessary waivers, exemptions, agreements or legislation to allow various existing federal, state and local health care payments to be paid to the system. Creates a health insurance policy board. Allows the Healthcare Commissioner to determine city and county contributions to the program. Other provisions. | SIA                   |
| SBX3 24/Alquist<br><i>Medi-Cal</i>  | Signed by Governor. Chapter 24, Statutes of 2009.   | Repeals the change from annual to semi-annual Medi-Cal eligibility determinations for children in order to qualify for the enhanced FMAP funding in the federal stimulus package.   | S-1                   |
| SBX3 26/Alquist<br><i>HFP</i><br>Last amendment<br>4/16/09                | <i>Location:</i> In Senate Rules Committee.   | Would allow for the creation of a dental-only coverage option offered by the Healthy Families Program.  | S-2                   |

\*2-Year Bill – A bill that has not passed out of its house of origin policy or appropriations committee by designated deadlines in the first year of a two-year legislative session. Must be then passed out of its house of origin by January 31, 2010, or it becomes a dead bill. (Please note all deadlines may be waived by Legislative leadership.)

## Definitions of Legislative Terms

Chaptered – A bill passed by the Legislature and signed into law by the Governor.

Concurrence – The approval by the house of origin of a bill that was amended in the opposite house.

Dead Bill – A bill that has not passed out of it’s house of origin by the end of January of the second-year of the two-year legislative session. (Please note all deadlines may be waived by Legislative leadership.)

Failed Passage – A bill that has been voted on in either a committee or assembly or senate floor and did not receive a majority vote. An urgency measure or tax increase must receive 2/3 vote on the floor.

Gut and Amend – An amended bill where the previous legislative language is removed and replaced with entirely new subject matter.

Held in Committee – Status of a bill that is heard in committee but no action is taken.

Inactive File – A bill ready for floor consideration but placed on a dormant list upon the author’s request.

Interim Study – The assignment of a bill’s subject matter to the appropriate committee for study during the period the Legislature is not in session.

Reconsideration Granted – A motion giving the opportunity to take another vote on a bill that has failed passage in a committee hearing or floor session.

Rules Committee – All bills are initially referred to this committee in each house for policy committee assignments.

Spot Bill (or intent bill) – A bill that proposes nonsubstantive changes to a code section in a particular subject area. Often used as a legislative vehicle later in the legislative session for ideas not fully fleshed out when the bill is introduced.

Suspense File – Bills meeting a certain appropriation threshold in fiscal committees are placed on the suspense file. Fiscal committees in each house hold a special hearing close to the fiscal committee deadlines (late May and August) to determine which bills will come off the suspense file and move forward. The decision on each bill is pre-determined by leadership and the committee vote is mostly a formality.

CHEAC Legislative Position Chart

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|---|--|--|--|
| <b>S - 1</b><br><b>Strong Support</b>   | <b>S - 2</b><br><b>Soft Support</b>                    | <b>S - 3</b><br><b>Discretionary Support</b> | <b>SIA</b><br><b>Support if Amended</b>    |
| <b>O - 1</b><br><b>Strong Oppose</b>    | <b>O - 2</b><br><b>Soft Oppose</b>                     | <b>O - 3</b><br><b>Discretionary Oppose</b>  | <b>OUA</b><br><b>Oppose Unless Amended</b> |
| <b>WC</b><br><b>Watch with Concerns</b> | <b>W - SIB</b><br><b>Watch - Special Interest Bill</b> | <b>W</b><br><b>Watch</b>                     | <b>R/BB</b><br><b>Refer/Bring Back</b>     |