

AMENDED IN ASSEMBLY JANUARY 9, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

ASSEMBLY BILL

No. 1282

Introduced by Assembly Member Cardoza

February 23, 2001

An act to add Section 1366.1 to the Health and Safety Code, relating to health care service plans.

LEGISLATIVE COUNSEL'S DIGEST

AB 1282, as amended, Cardoza. Health care service plans.

Existing law provides for regulation of health care service plans by the Department of Managed Health Care. ~~A willful violation of provisions governing health care service plans is a crime.~~

~~This bill would provide that a health care service plan may not exclude an enrollee or a potential enrollee solely on the grounds that the enrollee or potential enrollee does not reside within a particular region of the state. Because a willful violation of this provision would be a crime, this bill would impose a state-mandated local program by creating a new crime: require the department to adopt regulations that establish an alternative geographic accessibility standard for access to health care providers served by a health care service plan in counties with a population of 500,000 or less.~~

~~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.~~

~~This bill would provide that no reimbursement is required by this act for a specified reason.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: *yes-no*.

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

- 1 SECTION 1. Section 1366.1 is added to the Health and Safety
- 2 Code, to read:
- 3 1366.1. ~~A health care service plan may not exclude an~~
- 4 ~~enrollee or a potential enrollee solely on the grounds that the~~
- 5 ~~enrollee or potential enrollee does not reside within a particular~~
- 6 ~~region of the state.~~
- 7 ~~SEC. 2. No reimbursement is required by this act pursuant to~~
- 8 ~~Section 6 of Article XIII B of the California Constitution because~~
- 9 ~~the only costs that may be incurred by a local agency or school~~
- 10 ~~district will be incurred because this act creates a new crime or~~
- 11 ~~infraction, eliminates a crime or infraction, or changes the penalty~~
- 12 ~~for a crime or infraction, within the meaning of Section 17556 of~~
- 13 ~~the Government Code, or changes the definition of a crime within~~
- 14 ~~the meaning of Section 6 of Article XIII B of the California~~
- 15 ~~Constitution.~~
- 16 *(a) The department shall adopt regulations that establish an*
- 17 *alternative geographic accessibility standard for access to health*
- 18 *care providers served by a health care service plan in counties with*
- 19 *a population of 500,000 or less.*
- 20 *(b) This section shall not apply to specialized health care*
- 21 *service plans or health care service plan contracts that provide*
- 22 *benefits to enrollees through any of the following:*
- 23 *(1) Preferred provider contracting arrangements.*
- 24 *(2) The Medi-Cal program.*
- 25 *(3) The Healthy Families program.*

