

AMENDED IN ASSEMBLY JANUARY 4, 2006

CALIFORNIA LEGISLATURE—2005—06 REGULAR SESSION

ASSEMBLY BILL

No. 1591

Introduced by Assembly Member Chan

February 22, 2005

An act to ~~add Section 14016.11 to~~ amend Section 14132.41 of the Welfare and Institutions Code, relating to Medi-Cal.

LEGISLATIVE COUNSEL'S DIGEST

AB 1591, as amended, Chan. Medi-Cal ~~eligibility: Chappell Hayes Health Center~~: nurse practitioners.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services, pursuant to which medical benefits are provided to public assistance recipients and certain other low-income persons. Existing law provides that services provided by a certified nurse practitioner are covered under the Medi-Cal program, and requires the department to permit a certified family nurse practitioner or a certified pediatric nurse practitioner to bill Medi-Cal independently for his or her services.

This bill would, instead, require that the department permit any certified nurse practitioner to bill for these services.

~~Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Services, pursuant to which medical benefits are provided to public assistance recipients and certain other low-income persons:~~

~~This bill would specify that there shall be a presumption of eligibility for Medi-Cal benefits for any patient at the Chappell Hayes Health Center at McClymonds High School in Oakland.~~

~~Under existing law, each county is responsible for determining Medi-Cal eligibility.~~

~~By changing existing duties of counties and imposing new duties, this bill would create a state-mandated local program.~~

~~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, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

~~This bill would make legislative findings and declarations regarding the need for special legislation.~~

~~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 14132.41 of the Welfare and Institutions~~
2 ~~Code is amended to read:~~

3 ~~14132.41. Services provided by a certified nurse practitioner~~
4 ~~shall be covered under this chapter to the extent mandated by~~
5 ~~federal law, and subject to utilization controls. The department~~
6 ~~shall permit a certified family nurse practitioner or a certified~~
7 ~~pediatric nurse practitioner to bill Medi-Cal independently for his~~
8 ~~or her services. If a certified nurse practitioner chooses to bill~~
9 ~~Medi-Cal independently for his or her services, the department~~
10 ~~shall make payment directly to the certified nurse practitioner.~~

11 ~~SECTION 1. Section 14016.11 is added to the Welfare and~~
12 ~~Institutions Code, to read:~~

13 ~~14016.11. There shall be a presumption of eligibility for~~
14 ~~Medi-Cal benefits for any patient of the Chappell Hayes Health~~
15 ~~Center at McClymonds High School in Oakland.~~

16 ~~SEC. 2. If the Commission on State Mandates determines that~~
17 ~~this act contains costs mandated by the state, reimbursement to~~
18 ~~local agencies and school districts for those costs shall be made~~
19 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~
20 ~~4 of Title 2 of the Government Code.~~

21 ~~SEC. 3. Due to the unique circumstances of the patients at~~
22 ~~Chappell Hayes Health Center at McClymonds High School in~~
23 ~~Oakland with respect to Medi-Cal eligibility, the Legislature~~

1 hereby finds and declares that a general statute cannot be made
2 applicable within the meaning of Section 16 of Article IV of the
3 California Constitution. Therefore, the special legislation
4 contained in Section 1 of this act is necessarily applicable only to
5 patients at Chappell Hayes Health Center at McClymonds High
6 School in Oakland.

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