

AMENDED IN SENATE AUGUST 6, 2008

AMENDED IN SENATE JULY 1, 2008

AMENDED IN SENATE JUNE 12, 2008

AMENDED IN SENATE SEPTEMBER 5, 2007

CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

ASSEMBLY BILL

No. 211

Introduced by Assembly Member Jones
(Coauthors: Senators Kuehl and Torlakson)

January 25, 2007

An act to add Section 101037 to, and to add Article 3 (commencing with Section 104705) to Chapter 2 of Part 3 of Division 103 of, the Health and Safety Code, relating to health.

LEGISLATIVE COUNSEL'S DIGEST

AB 211, as amended, Jones. Healthy living: local health officers: Community Makeover Grant program: public health activities. *officers.*

Existing law permits the establishment of the position of county health officer for the performance of various duties and powers relating to public health.

This bill would authorize the local health officer to provide assistance to cities and counties with regard to public health issues as they relate to local land use planning and transportation planning processes.

~~Existing law requires the State Department of Public Health to establish within the department a program on tobacco use and health to reduce tobacco use in California by conducting health education interventions and behavior change programs at the state level, in the community, and in other nonschool settings. Existing law requires the~~

department to award and administer grants for projects directed at the prevention of tobacco-related diseases.

~~This bill would create the Community Makeover Grant program that would be administered by the department. The bill would require the department to award grants to local health departments in cities and counties that would serve as the local lead agencies under the program, for specified purposes, including supporting local grants that may be used to develop new programs and improving existing programs that promote active living and healthy eating. The bill would require the department to issue guidelines and to specify data reporting requirements for local lead agencies to comply with various requirements relating to the administration of the program. The bill would also require the department to develop a sustained media campaign to educate the public about the importance of obesity prevention.~~

~~This bill would provide that it shall be implemented only to the extent funds are appropriated in the annual Budget Act or in another statute, or the department is able to procure private or public grant funding to carry out the purposes of this bill.~~

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

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

- 1 SECTION 1. Section 101037 is added to the Health and Safety
- 2 Code, to read:
- 3 101037. The county local health officer may provide assistance
- 4 to cities and counties with regard to public health issues as they
- 5 relate to local land use planning and transportation planning
- 6 processes. This assistance may relate to areas that include, but are
- 7 not limited to, all of the following:
- 8 (a) The prevention of obesity and chronic diseases, such as
- 9 diabetes, some forms of cancer, arthritis and stroke in relation to
- 10 physical activity, and issues of ease of walking and biking and
- 11 vehicle miles traveled.
- 12 (b) Respiratory disease and air quality.
- 13 (c) Injury prevention and motor vehicle crashes.
- 14 (d) Healthier eating opportunities and community design.
- 15 (e) Drinking water quality.
- 16 (f) Mental well-being and parks, trails, and open space.
- 17 (g) Social capital and sense of community.

1 (h) Violence prevention and street safety.

2 ~~SEC. 2. Article 3 (commencing with Section 104705) is added~~
3 ~~to Chapter 2 of Part 3 of Division 103 of the Health and Safety~~
4 ~~Code, to read:~~

5
6 ~~Article 3. Community Makeover Grants~~
7

8 ~~104705. (a) The Community Makeover Grant program is~~
9 ~~hereby created and shall be administered by the department. The~~
10 ~~department shall award grants to local health departments to serve~~
11 ~~as local lead agencies in accordance with this article.~~

12 ~~(b) For purposes of determining the amount of each grant~~
13 ~~awarded under this article, local health departments shall be~~
14 ~~allocated, at a minimum, base funding in proportion to total~~
15 ~~available funding.~~

16 ~~(c) Except as provided in subdivision (b), local health~~
17 ~~departments shall receive an allocation based on each county's or~~
18 ~~city's proportion of the statewide population, to be expended for~~
19 ~~purposes that include, but need not be limited to:~~

20 ~~(1) Creating a community infrastructure that promotes active~~
21 ~~living and healthy eating.~~

22 ~~(2) Coordinating with, at a minimum, city, county, school,~~
23 ~~community, and business partners to facilitate community level,~~
24 ~~multisector collaboration for the development and implementation~~
25 ~~of strategies to facilitate active living and healthy eating.~~

26 ~~(3) Conducting competitive grant application processes to~~
27 ~~provide local grants. These local grants may be used to develop~~
28 ~~new programs and improve existing programs to promote physical~~
29 ~~activity for children and families, improve access to healthy foods,~~
30 ~~and better utilize community recreation facilities, including changes~~
31 ~~in the social and built environments.~~

32 ~~(4) Preparing program interventions and materials that will be~~
33 ~~available in accessible, and culturally and linguistically appropriate,~~
34 ~~formats.~~

35 ~~(5) Providing assistance to local and regional agencies with~~
36 ~~regard to health, including conducting analyses of the health~~
37 ~~impacts of local and regional land use, zoning, transportation,~~
38 ~~housing, education policy, and economic development decisions.~~

- 1 ~~(6) Assessing, monitoring, and providing surveillance for~~
2 ~~obesity, chronic illness, and related individual, social, and~~
3 ~~environmental risk factors at a local level.~~
- 4 ~~(7) Disseminating information to the public, local policy makers,~~
5 ~~and local agencies.~~
- 6 ~~(d) The department shall do both of the following:~~
- 7 ~~(1) Issue guidelines for local lead agencies regarding both of~~
8 ~~the following:~~
- 9 ~~(A) Comprehensive community intervention strategies that~~
10 ~~include policy and environmental changes to promote active living~~
11 ~~and healthy eating and to prevent obesity and chronic illness.~~
- 12 ~~(B) Methods for conducting analyses of health impacts of local~~
13 ~~and regional land use, zoning, transportation, housing, education~~
14 ~~policy, and economic development decisions.~~
- 15 ~~(2) Prepare a report to the Legislature regarding health and the~~
16 ~~built environment, in consultation with other agencies and local~~
17 ~~health departments, including recommendations for the formal~~
18 ~~incorporation of health issues in local planning, such as through~~
19 ~~incorporation in general, area, redevelopment, housing, and~~
20 ~~transportation plans, and the funding thereof.~~
- 21 ~~(e) The department shall specify data reporting requirements~~
22 ~~for local lead agencies and their subcontractors.~~
- 23 ~~(f) (1) The department shall conduct a fiscal and program~~
24 ~~review on a regular basis.~~
- 25 ~~(2) If the department determines that any local lead agency is~~
26 ~~not in compliance with any provision of this article, the local lead~~
27 ~~agency shall submit to the department, within 60 days, a plan for~~
28 ~~complying with this article.~~
- 29 ~~(3) The department may withhold funds allocated under this~~
30 ~~article from local lead agencies that are not in compliance with~~
31 ~~this article.~~
- 32 ~~(g) For purposes of this article, “department” means the State~~
33 ~~Department of Public Health.~~
- 34 104710. ~~(a) The department shall provide a variety of training,~~
35 ~~consultation, and technical assistance to support local programs,~~
36 ~~including development and dissemination of standardized~~
37 ~~methodologies for assessing the health impacts of land use,~~
38 ~~housing, transportation, education policy, economic development,~~
39 ~~and other relevant policy determinations.~~

1 ~~(b) Notwithstanding any other provision of law, the department~~
2 ~~may use a request for proposal process to select a contractor, or~~
3 ~~may directly award contracts to provide the services described in~~
4 ~~subdivision (a) to another state, federal, or auxiliary organization.~~

5 ~~(c) Any organization awarded a contract under this section shall~~
6 ~~demonstrate the ability to provide statewide assistance to accelerate~~
7 ~~progress, and to ensure the long-term impact of local obesity~~
8 ~~prevention programs.~~

9 ~~104715. (a) The department shall track and evaluate measures~~
10 ~~for obesity, chronic illness, and related risk factors, including, but~~
11 ~~not limited to, active living, healthy eating, and individual, social,~~
12 ~~and environmental indicators. These tracking and evaluation~~
13 ~~activities shall utilize scientifically appropriate methods, and may~~
14 ~~include, but need not be limited to, the following:~~

15 ~~(1) Tracking statewide health indicators.~~

16 ~~(2) Evaluations of funded projects, determining baseline~~
17 ~~measures and progress toward goals, as well as capturing successes~~
18 ~~and emerging models.~~

19 ~~(3) Comparing the effectiveness of individual programs to~~
20 ~~inform funding decisions and program modifications.~~

21 ~~(4) Incorporating other aspects into the evaluation that have~~
22 ~~been identified by the department in consultation with state and~~
23 ~~local advisory groups, local health departments, and other interested~~
24 ~~parties.~~

25 ~~(5) Forecasting health and economic cost consequences~~
26 ~~associated with obesity and chronic illness.~~

27 ~~(6) If funding is available, utilizing a sample size that is adequate~~
28 ~~to produce county-, ethnic-, and disability-specific estimates.~~

29 ~~(b) The purpose of the evaluation shall be to direct the most~~
30 ~~efficient allocation of resources appropriated under this article to~~
31 ~~accomplish the maximum reduction of obesity rates. The~~
32 ~~comprehensive evaluation shall be designed to measure the extent~~
33 ~~to which programs funded pursuant to this article promote the~~
34 ~~goals identified in the California Obesity Prevention Plan.~~

35 ~~104720. The department shall develop a campaign, including,~~
36 ~~but not limited to, media advertisements and public relations~~
37 ~~programs, to educate the public about the importance of obesity~~
38 ~~prevention, that frames active living and healthy eating as~~
39 ~~“California living.” The campaign-centered efforts shall be closely~~
40 ~~linked with community-level program, policy, and environmental~~

1 ~~change efforts, shall promote community policy, environmental,~~
2 ~~and social norm changes, and shall be available in accessible, and~~
3 ~~culturally and linguistically appropriate, formats.~~

4 ~~104725. The department shall provide technical assistance to~~
5 ~~help employers integrate wellness policies and programs into~~
6 ~~employee benefit plans and worksites.~~

7 ~~104726. Notwithstanding any other provision of law, this article~~
8 ~~shall be implemented only to the extent funds are appropriated for~~
9 ~~purposes of this article in the annual Budget Act or in another~~
10 ~~statute, or the department procures private or public grant funding~~
11 ~~to carry out the purposes of this article.~~