

AMENDED IN ASSEMBLY APRIL 8, 2008  
AMENDED IN ASSEMBLY MARCH 28, 2008  
AMENDED IN ASSEMBLY MARCH 24, 2008  
CALIFORNIA LEGISLATURE—2007—08 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2571**

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**Introduced by Assembly Member Sharon Runner**

February 22, 2008

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An act to add Section 1538.1 to the Health and Safety Code, relating to community care facility investigations.

LEGISLATIVE COUNSEL'S DIGEST

AB 2571, as amended, Sharon Runner. ~~Community care facilities~~ *Foster family homes and certified family homes*: investigations.

Existing law authorizes any person to request an inspection of any community care facility or certified family home by transmitting a complaint to the State Department of Social Services indicating any alleged violation of applicable requirements prescribed by statutes or regulations.

This bill would require any report made about a complaint investigation of a ~~community care facility~~ *foster family home* or certified family home conducted pursuant to the above provisions ~~that contains a conclusion of the investigator that the complaint is substantiated or inconclusive to also include a concise explanation of the investigator's reason or reasons for making that determination~~ *to include, separately for each allegation, a summary of the facts surrounding the allegation and the evidence supporting or refuting the allegation, a finding, based on a preponderance of the evidence, that the allegation is substantiated or unfounded or an inconclusive finding, and a detailed explanation of*

*the reason or reasons why the investigator made his or her determination.*

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

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

1 *SECTION 1. Section 1538.1 is added to the Health and Safety*  
2 *Code, to read:*

3 *1538.1. Any report resulting from a complaint investigation*  
4 *of a foster family home or certified family home conducted pursuant*  
5 *to Section 1538 shall include, separately for each allegation, all*  
6 *of the following:*

7 *(a) A summary of the facts surrounding the allegation.*

8 *(b) A summary of the evidence obtained supporting or refuting*  
9 *the allegation.*

10 *(c) A finding, based on a preponderance of the evidence, that*  
11 *the allegation is substantiated or unfounded or an inconclusive*  
12 *finding.*

13 *(d) A detailed explanation of the reason or reasons why the*  
14 *investigator determined the allegation was substantiated or*  
15 *unfounded, or that an inconclusive finding was made.*

16 ~~SECTION 1. Section 1538.1 is added to the Health and Safety~~  
17 ~~Code, to read:~~

18 ~~1538.1. Any report made about a complaint investigation of a~~  
19 ~~community care facility or certified family home conducted~~  
20 ~~pursuant to Section 1538 that contains a conclusion of the~~  
21 ~~investigator that the complaint is substantiated or inconclusive~~  
22 ~~shall also include a concise explanation of the investigator's reason~~  
23 ~~or reasons for making that determination.~~