

AMENDED IN SENATE AUGUST 21, 2012
AMENDED IN SENATE JUNE 15, 2012
AMENDED IN ASSEMBLY MAY 25, 2012
AMENDED IN ASSEMBLY MARCH 29, 2012
AMENDED IN ASSEMBLY MARCH 14, 2012
CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 2034

**Introduced by Assembly Member Fuentes
(Principal coauthor: Assembly Member Bonilla)**

February 23, 2012

An act to add *and repeal* Section 125191.5 ~~to~~ of the Health and Safety Code, relating to health services.

LEGISLATIVE COUNSEL'S DIGEST

AB 2034, as amended, Fuentes. Medical care: genetically handicapping conditions.

Existing law, the Holden-Moscone-Garamendi Genetically Handicapped Persons Program (GHPP), requires the Director of Health Care Services to establish and administer a program for the medical care of persons with specified genetically handicapping conditions and for persons with specified hereditary metabolic disorders.

Existing law, the federal Patient Protection and Affordable Care Act (PPACA), among other provisions, reformed certain aspects of the private health insurance industry and public health insurance programs.

This bill would require the State Department of Health Care Services ~~to develop a plan for the administration of~~ *prepare a report on the*

coverage needs of the population served by the GHPP after the implementation of the PPACA. This bill would require the plan report to address, among other things, preservation of the availability of wrap-around services that would otherwise not be available through the PPACA and the addition of extent to which a person with genetic amyotrophic lateral sclerosis to the list of conditions covered under the GHPP or any subsequent care model developed will continue to have unmet medical needs after implementation of the PPACA. This bill would require the department to submit the plan report to the relevant fiscal and policy committees of the Legislature by July 1, 2013 January 1, 2015.

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 125191.5 is added to the Health and
- 2 Safety Code, to read:
- 3 125191.5. (a) The department, ~~in consultation with the~~
- 4 ~~California Health Benefit Exchange, shall develop a plan for shall~~
- 5 ~~prepare a report on the coverage needs of the population served~~
- 6 ~~by the Genetically Handicapped Persons Program after~~
- 7 ~~implementation of the federal Patient Protection and Affordable~~
- 8 ~~Care Act (Public Law 111-148). The plan report shall address all~~
- 9 ~~of the following:~~
- 10 (1) Wrap-around services that will not be available, in the
- 11 absence of the Genetically Handicapped Persons Program, after
- 12 implementation of the federal Patient Protection and Affordable
- 13 Care Act.
- 14 (2) Continued coverage for any residual services and
- 15 populations.
- 16 (3) ~~Adding—The extent to which a person with genetic~~
- 17 ~~amyotrophic lateral sclerosis (ALS) to the Genetically Handicapped~~
- 18 ~~Persons Program list of conditions, as described in Section 125130~~
- 19 ~~or any subsequent care model developed will continue to have~~
- 20 ~~unmet medical needs after implementation of the federal Patient~~
- 21 ~~Protection and Affordable Care Act. Care and treatment provided~~
- 22 ~~for genetic ALS under the Genetically Handicapped Persons~~
- 23 ~~Program, pursuant to the addition of genetic ALS to the Genetically~~

1 ~~Handicapped Persons Program list of conditions, shall be consistent~~
2 ~~with the principles described in Section 104323.~~

3 (b) In developing the ~~plan~~ *report* described in subdivision (a),
4 the department may consult with stakeholders, representatives of
5 Genetically Handicapped Persons Program providers, persons with
6 genetically handicapped conditions, special care centers, genetic
7 disease medical experts, and other interested persons.

8 (c) The department shall submit, *in accordance with Section*
9 *9795 of the Government Code*, the ~~plan~~ *report* described in
10 subdivision (a) to the relevant fiscal and policy committees of the
11 Legislature by ~~July 1, 2013~~ *January 1, 2015*.

12 (d) *This section shall remain in effect only until January 1, 2019,*
13 *and as of that date is repealed, unless a later enacted statute, that*
14 *is enacted before January 1, 2019, deletes or extends that date.*