

ASSEMBLY BILL

No. 931

Introduced by Assembly Member Conway

February 22, 2013

An act to amend Section 1200 of the Health and Safety Code, relating to clinics.

LEGISLATIVE COUNSEL'S DIGEST

AB 931, as introduced, Conway. Clinics.

Under existing law, the State Department of Public Health is responsible for the licensing and regulation of clinics, defined as an organized outpatient health facility that provides direct specified advice, services, or treatment to patients who remain less than 24 hours, and that may also provide diagnostic or therapeutic services to patients in the home, as specified.

This bill would make a technical, nonsubstantive change to that provision.

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

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

- 1 SECTION 1. Section 1200 of the Health and Safety Code is
- 2 amended to read:
- 3 1200. (a) As used in this chapter, "clinic" means an organized
- 4 outpatient health facility that provides direct medical, surgical,
- 5 dental, optometric, or podiatric advice, services, or treatment to
- 6 patients who remain less than 24 hours, and that may also provide
- 7 diagnostic or therapeutic services to patients in the home as an

1 incident to care provided at the clinic facility. ~~Nothing in this~~
 2 ~~section shall be construed to~~ *This section does not* prohibit the
 3 provision of nursing services in a clinic licensed pursuant to this
 4 chapter. In no case shall a clinic be deemed to be a health facility
 5 subject to the provisions of Chapter 2 (commencing with Section
 6 1250). A place, establishment, or institution that solely provides
 7 advice, counseling, information, or referrals on the maintenance
 8 of health or on the means and measures to prevent or avoid
 9 sickness, disease, or injury, where that advice, counseling,
 10 information, or referral does not constitute the practice of medicine,
 11 surgery, dentistry, optometry, or podiatry, shall not be deemed a
 12 clinic for purposes of this chapter.

13 (b) For purposes of this chapter:

14 (1) “Primary care clinics” means all the types of clinics specified
 15 in subdivision (a) of Section 1204, including community clinics
 16 and free clinics.

17 (2) “Specialty clinics” means all the types of clinics specified
 18 in subdivision (b) of Section 1204, including surgical clinics,
 19 chronic dialysis clinics, and rehabilitation clinics.

20 (3) “Clinic corporation” means a nonprofit organization that
 21 operates one or more primary care clinics, as defined in paragraph
 22 (1) of subdivision (a) of Section 1204, that are required to be
 23 licensed under Section 1205, one or more mobile health care units
 24 required to be licensed or approved pursuant to the Mobile Health
 25 Care Services Act (Chapter 9 (commencing with Section
 26 1765.101)) and operated as primary care clinics, or one or more
 27 primary care clinics and one or more mobile health care units.

28 (4) “Department” means the Licensing and Certification
 29 Division of the State Department of Public Health, or its successor.

30 (5) “Centralized applications unit” means the centralized
 31 applications unit in the Licensing and Certification Division of the
 32 department, or a successor entity.