

ASSEMBLY BILL

No. 1208

Introduced by Assembly Member Pan

February 22, 2013

An act to add Chapter 3.5 (commencing with Section 24300) to Division 20 of the Health and Safety Code, relating to medical homes.

LEGISLATIVE COUNSEL'S DIGEST

AB 1208, as introduced, Pan. Medical homes.

Existing law provides for the licensure and regulation of clinics and health facilities by the State Department of Public Health. Existing law also provides for the registration, certification, and licensure of various health care professionals and sets forth the scope of practice for these professionals.

This bill would establish the Patient Centered Medical Home Act of 2013 and would define a “medical home” and a “patient centered medical home” for purposes of the act to refer to a health care delivery model in which a patient establishes an ongoing relationship with a licensed health care provider, as specified. The bill would specify that it does not change the scope of practice of health care providers.

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. Chapter 3.5 (commencing with Section 24300)
- 2 is added to Division 20 of the Health and Safety Code, to read:

1 CHAPTER 3.5. PATIENT CENTERED MEDICAL HOME ACT OF
2 2013

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4 24300. This chapter shall be known, and may be cited, as the
5 Patient Centered Medical Home Act of 2013.

6 24301. (a) “Medical home” and “patient centered medical
7 home” mean a health care delivery model in which a patient
8 establishes an ongoing relationship with a personal primary care
9 physician or other licensed health care provider acting within the
10 scope of his or her practice. The personal provider works in a
11 physician-led practice team to provide comprehensive, accessible,
12 and continuous evidence-based primary and preventative care, and
13 to coordinate the patient’s health care needs across the health care
14 system in order to improve quality and health outcomes in a
15 cost-effective manner.

16 (b) A health care delivery model described in this section shall
17 stress a team approach to providing comprehensive health care
18 that fosters a partnership among the patient, the licensed health
19 care provider acting within his or her scope of practice, other health
20 care professionals, and, if appropriate, the patient’s family.

21 24302. Unless otherwise provided by statute, a medical home
22 shall include all of the following characteristics:

23 (a) Individual patients shall have an ongoing relationship with
24 a physician or other licensed health care provider acting within
25 his or her scope of practice, who is trained to provide first contact
26 and continuous and comprehensive care, or, if appropriate, provide
27 referrals to health care professionals that provide continuous and
28 comprehensive care.

29 (b) A provider-led team of individuals at the practice level
30 collectively that take responsibility for the ongoing health care of
31 patients, including appropriately arranging health care by other
32 qualified health care professionals and making appropriate referrals.

33 (c) Care shall be coordinated and integrated across all elements
34 of the complex health care system, including mental health and
35 substance use disorder care, and the patient’s community. Care
36 shall be facilitated by health information technology, such as
37 electronic medical records, electronic patient portals, health
38 information exchanges, and other means to ensure that patients
39 receive the indicated care when and where they need and want this
40 care in a culturally and linguistically appropriate manner.

1 (d) All of the following quality and safety components are
2 incorporated into the medical home:

3 (1) Advocacy for patients to support the attainment of optimal,
4 patient-centered outcomes that are defined by a care planning
5 process driven by a compassionate, robust partnership between
6 providers, the patient, and the patient’s family.

7 (2) Evidence-based medicine and clinical decision support tools
8 guide decisionmaking.

9 (3) The licensed health care providers in the practice accept
10 accountability for continuous quality improvement through
11 voluntary engagement in performance measurement and
12 improvement.

13 (4) Active patient participation in decisionmaking. Feedback is
14 sought to ensure that the patients’ expectations are being met.

15 (5) Information technology is utilized appropriately to support
16 optimal patient care, performance measurement, patient education,
17 and enhanced communication.

18 (6) Patients and families participate in quality improvement
19 activities at the practice level.

20 (e) Enhanced patient access to health care that meets the
21 requirements of a nationally recognized, independent, medical
22 home accreditation agency.

23 24303. Nothing in this chapter shall be construed to do any of
24 the following:

25 (a) Permit a medical home to engage in or otherwise aid and
26 abet in the unlicensed practice of medicine, either directly or
27 indirectly.

28 (b) Change the scope of practice of physicians and surgeons,
29 nurse practitioners, or other health care providers.

30 (c) Affect the ability of a nurse to operate under standard
31 procedures pursuant to Section 2725 of the Business and
32 Professions Code.

33 (d) Apply to activities of managed care plans, or their
34 contracting providers, or county alternative models of care, or their
35 contracting providers, or local coverage expansion and enrollment
36 demonstration projects, if those activities are part of demonstration
37 projects developed pursuant to Section 14180 of the Welfare and
38 Institutions Code.

39 (e) Prevent or limit participation in activities authorized by
40 Sections 2703, 3024, and 3502 of the federal Patient Protection

1 and Affordable Care Act (Public Law 111-148), as amended by
2 the federal Health Care and Education Reconciliation Act of 2010
3 (Public Law 111-152), if the participation is consistent with state
4 law pertaining to scope of practice.

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