

**ASSEMBLY BILL**

**No. 1246**

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**Introduced by Assembly Member Nestande**

February 22, 2013

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An act to amend Section 38000 of the Health and Safety Code, relating to health and human services.

LEGISLATIVE COUNSEL'S DIGEST

AB 1246, as introduced, Nestande. Health and human services: direct service contracts.

Existing law provides that it is the intent of the Legislature, with respect to direct service contracts of the departments within the California Health and Human Services Agency, that the contract approval process and payment for services rendered occur within specified timeframes.

This bill would make technical, nonsubstantive changes to these provisions.

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 38000 of the Health and Safety Code is
- 2 amended to read:
- 3 38000. The Legislature states its intent with respect to direct
- 4 service contracts of the departments within the *California* Health
- 5 and ~~Welfare~~ *Human Services* Agency as follows:

- 1     (a) ~~Contract~~ *The contract* approval process should take no longer  
2     than 30 days from the time the administrative agency generating  
3     the contract has approved its provisions.
- 4     (b) Payment for services rendered shall take no longer than 30  
5     days after an invoice has been approved by the responsible  
6     department.
- 7     (c) If contract approval or payment or both are delayed, the state  
8     shall notify community based agencies within 15 days with  
9     instructions to either defer or interrupt services to be contracted.  
10    If the state requests an agency to continue providing services,  
11    conditions shall be mutually agreed upon in advance for  
12    amortization of particular additional costs to the agency involved.