

AMENDED IN ASSEMBLY JANUARY 8, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1246

Introduced by Assembly Member Nestande

February 22, 2013

An act to ~~amend~~ *add* Section ~~38000~~ of the Health and Safety Code, relating to health and human services benefits coverage.

LEGISLATIVE COUNSEL'S DIGEST

AB 1246, as amended, Nestande. ~~Health and human services: direct service contracts.~~ *Legislature: health benefits coverage.*

Existing law, as added by Proposition 112, adopted June 5, 1990, establishes the California Citizen Compensation Commission and requires the commission to establish the annual salary and the medical, dental, insurance, and other similar benefits of state officers, including Members of the Legislature. The Public Employees' Medical and Hospital Care Act, which governs health care coverage available to public employees, specifies that a Member of the Legislature is eligible to enroll in an approved health benefit plan, as defined, pursuant to that act.

Existing law establishes the California Health Benefit Exchange (Exchange) within state government, specifies the powers and duties of the board governing the Exchange, and requires the board to facilitate the purchase of qualified health plans through the Exchange by qualified individuals and small employers by January 1, 2014.

This bill would instead provide that the only health benefit plans available to a Member of the Legislature who is elected to or serving in office on or after January 1, 2015, with respect to his or her service

as a Member of the Legislature, are health benefit plans that are offered through the Exchange. The bill would require the state to reimburse the Member for the cost of coverage in an amount not to exceed the amount of the state employer’s contribution for coverage for a Member as of December 31, 2014.

~~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~~-yes.
State-mandated local program: no.

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

1 SECTION 1. Section 8910 is added to the Government Code,
2 to read:

3 8910. Notwithstanding any other law, the only health benefit
4 plans available to a Member of the Legislature who is elected to
5 or serving in office on or after January 1, 2015, with respect to
6 his or her service as a Member of the Legislature, shall be health
7 benefit plans that are offered through the California Health Benefit
8 Exchange. The state shall reimburse the Member for the cost of
9 coverage in an amount not to exceed the amount of the state
10 employer’s contribution for coverage for a Member as of
11 December 31, 2014.

12 SEC. 2. Section 22810 of the Government Code is repealed.

13 ~~22810. A Member of the Legislature may enroll in a health~~
14 ~~benefit plan. The contributions of the member shall be the total~~
15 ~~cost of his or her coverage and the coverage of any family~~
16 ~~members, less the amount contributed pursuant to Section 8901.6~~
17 ~~by the state.~~

18 SECTION 1. ~~Section 38000 of the Health and Safety Code is~~
19 ~~amended to read:~~

20 ~~38000. The Legislature states its intent with respect to direct~~
21 ~~service contracts of the departments within the California Health~~
22 ~~and Human Services Agency as follows:~~

- 1 ~~(a) The contract approval process should take no longer than~~
- 2 ~~30 days from the time the administrative agency generating the~~
- 3 ~~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.~~