

AMENDED IN ASSEMBLY MARCH 21, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1335

Introduced by Assembly Member ~~Gomez~~ Maienschein

February 22, 2013

~~An act relating to health care service plans. An act to add Section 129853 to the Health and Safety Code, relating to health facilities, and making an appropriation therefor.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1335, as amended, ~~Gomez~~ Maienschein. ~~Health care service plans.—Office of Statewide Health Planning and Development: construction of health facilities.~~

Existing law requires the Office of Statewide Health Planning and Development to pass upon and approve or reject all plans for the construction or the alteration of any hospital building, as specified. Existing law requires the office to determine and establish an application filing fee that will cover the costs of administering these requirements, and requires the deposit of these fees into the Hospital Building Fund, which is continuously appropriated for the use of the office in carrying out these provisions.

This bill would require a person or entity requesting a copy of a plan maintained by the office to bear the cost of producing the copy of that plan. To the extent that this requirement would increase the costs of administering the above-described requirements and amounts of moneys from fees deposited into the Hospital Building Fund, this bill would make an appropriation.

~~Existing law, the Knox-Keene Health Care Service Plan Act of 1975 (Knox-Keene Act), provides for the licensure and regulation of health~~

~~care service plans by the Department of Managed Health Care and makes a willful violation of the act a crime. Existing law provides that health care service plans shall not be deemed to be engaged in the practice of a profession, and may employ, or contract with, any licensed health care professional to deliver professional services, and may directly own, and may directly operate through its professional employees or contracted licensed professionals, offices and subsidiary corporations.~~

~~This bill would declare the intent of the Legislature to enact legislation to clarify the law with regard to health care service plans and the entities with which a health care service plan may transact business.~~

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

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

- 1 ~~SECTION 1. Section 129853 is added to the Health and Safety~~
- 2 ~~Code, to read:~~
- 3 ~~129853. The person or entity requesting a copy of a plan~~
- 4 ~~maintained by the office shall bear the cost of producing the copy~~
- 5 ~~of that plan.~~
- 6 ~~SECTION 1. It is the intent of the Legislature to enact~~
- 7 ~~legislation to clarify the law with regard to health care service~~
- 8 ~~plans that are regulated under the Knox-Keene Health Care Service~~
- 9 ~~Plan Act of 1975 (Chapter 2.2 (commencing with Section 1340)~~
- 10 ~~of Division 2 of the Health and Safety Code) and the entities with~~
- 11 ~~which a health care service plan may transact business.~~