

AMENDED IN SENATE MAY 22, 2014

AMENDED IN ASSEMBLY APRIL 29, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 2051

Introduced by Assembly Members Gonzalez and Bocanegra
(Coauthor: Assembly Member V. Manuel Pérez)

February 20, 2014

An act to add Section 14043.17 to the Welfare and Institutions Code, relating to Medi-Cal.

LEGISLATIVE COUNSEL'S DIGEST

AB 2051, as amended, Gonzalez. Medi-Cal: providers: affiliate primary care clinics.

Existing law provides for the Medi-Cal program, which is administered by the State Department of Health Care Services, under which qualified low-income individuals receive health care services. The Medi-Cal program is, in part, governed and funded by federal Medicaid Program provisions.

Existing law authorizes the department to adopt regulations for certification of each applicant and each provider in the Medi-Cal program. Existing law requires certain applicants or providers, as defined, to submit a complete application package for enrollment, continuing enrollment, or enrollment at a new location or a change in location. Existing law generally requires the department to give written notice regarding the status of an application to an applicant or provider within a prescribed period of time, as specified.

This bill would require the department, within 15 days after receiving an application ~~and certification package~~ *for enrollment as a Medi-Cal*

provider from an applicant that is an affiliate primary care clinic, to provide specified written notice of the status of the application, or to approve the application effective on the date the affiliate primary care clinic license was issued, as specified. The bill would also require the department, within 15 days after the approval of an application, to approve the provider’s *requested* participation in specified public health programs.

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

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

- 1 SECTION 1. Section 14043.17 is added to the Welfare and
 2 Institutions Code, to read:
 3 14043.17. (a) Notwithstanding any other law, within 15 days
 4 of receiving an application ~~and certification package to be certified~~
 5 *for enrollment* as a Medi-Cal provider from an affiliate primary
 6 care clinic that is licensed pursuant to Section 1218.1 of the Health
 7 and Safety Code and that has been certified for enrollment by the
 8 State Department of Public Health, the department shall do either
 9 of the following:
 10 (1) Provide written notice to the applicant that one of the
 11 following applies:
 12 (A) The applicant is being granted provisional provider status
 13 for a period of 12 months, effective from the date on the notice.
 14 (B) The application package is incomplete. The notice shall
 15 identify additional information or documentation that is needed to
 16 complete the application package.
 17 (C) The application package is denied for any of the following
 18 reasons:
 19 (i) Pursuant to Section 14043.2 or 14043.36.
 20 (ii) For lack of a primary care clinic license.
 21 (iii) The period of time during which an applicant or provider
 22 has been barred from reapplying has not passed.
 23 (iv) For other stated reasons authorized by law.
 24 (v) For failing to submit fingerprints as required by federal
 25 Medicaid regulations.
 26 (vi) For failing to pay an application fee as required by federal
 27 Medicaid regulations.

1 (2) Approve the application effective on the date the affiliate
2 primary care clinic license was issued by the State Department of
3 Public Health.

4 (b) On the 16th day after receiving the application, if action is
5 not taken pursuant to paragraph (1) or (2) of subdivision (a), then
6 the application is deemed approved and that approval is effective
7 on the date the affiliate primary care clinic license was issued by
8 the State Department of Public Health.

9 (c) Notwithstanding any other law, within 15 days of the
10 approval of an application pursuant to subdivision (a) or (b), the
11 department shall approve the provider's requested participation in
12 any of the programs described in Section 1222 of the Health and
13 Safety Code. On the 16th day after approving the application, if
14 action is not taken, the provider's requested participation in any
15 of those programs is deemed approved.

16 (d) This section shall not be construed to limit the department's
17 authority pursuant to Section 14043.37, 14043.4, or 14043.7 to
18 conduct background checks, preenrollment inspections, or
19 unannounced visits.