

Introduced by Senator Cannella

February 21, 2014

An act to add Section 14124.27 to the Welfare and Institutions Code, relating to Medi-Cal.

LEGISLATIVE COUNSEL'S DIGEST

SB 1339, as introduced, Cannella. Medi-Cal: Drug Medi-Cal Program providers.

Existing law provides for the Drug Medi-Cal (DMC) Treatment Program, under which counties enter into contracts with the State Department of Health Care Services for the provision of various drug treatment services to Medi-Cal recipients, or the department directly arranges for the provision of these services if a county elects not to do so.

This bill would require a county or the department, before contracting with a certified DMC provider, to obtain criminal background information for its owners and key staff, as defined, and to request subsequent arrest notification. The bill would authorize a county or the department to contract with a certified DMC provider irrespective of the contents of the state summary criminal history information.

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 14124.27 is added to the Welfare and
- 2 Institutions Code, to read:
- 3 14124.27. (a) A county or the department, before contracting
- 4 with a certified Drug Medi-Cal (DMC) provider, shall obtain state

1 summary criminal history information from the Department of
2 Justice for the DMC provider’s owner and key staff. A county or
3 the department may contract with a certified DMC provider
4 irrespective of the contents of the state summary criminal history
5 information.

6 (b) The owner and key staff of the DMC provider shall submit
7 fingerprint images and related information to the Department of
8 Justice for purposes of obtaining information as to the existence
9 and content of a record of state or federal convictions, and state
10 or federal arrests for which the Department of Justice establishes
11 that the person is free on bail or on his or her own recognizance
12 pending trial or appeal. The Department of Justice shall review
13 the available information and compile and disseminate a response
14 to the county or the department, as appropriate, pursuant to Section
15 11105 of the Penal Code.

16 (c) The county or department contracting with the DMC provider
17 shall request subsequent arrest notification service from the
18 Department of Justice, as provided under Section 11105.2 of the
19 Penal Code, for the owner and key staff of the DMC provider.

20 (d) For purposes of this section, “key staff” means a person
21 employed by or working as a contractor for the DMC provider and
22 who has either supervisory duties or duties that give him or her
23 access to money.