

AMENDED IN ASSEMBLY MAY 31, 2016
AMENDED IN ASSEMBLY APRIL 26, 2016
AMENDED IN ASSEMBLY APRIL 13, 2016
CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2308

Introduced by Assembly Member Roger Hernández

February 18, 2016

An act to amend and repeal Section 49452.9 of, and to add *and repeal* Chapter 11.2 (commencing with Section 66920) ~~to~~ *of* Part 40 of Division 5 of Title 3 of, the Education Code, relating to health care coverage.

LEGISLATIVE COUNSEL'S DIGEST

AB 2308, as amended, Roger Hernández. Health care coverage: ~~enrollment assistance~~; *information to students*.

Existing law establishes the California State University, under the administration of the Trustees of the California State University, and the California Community Colleges, under the administration of the Board of Governors of the California Community Colleges, as 2 of the 3 segments of public postsecondary education in this state. Existing law establishes community college districts throughout the state and authorizes them to provide instruction to students at community college campuses.

Existing law, the federal Patient Protection and Affordable Care Act (PPACA), requires an applicable individual to ensure that he or she, and any dependent of that individual, ~~is covered under~~ *has* minimum essential coverage for each month beginning after January 2013; *health care coverage*.

This bill would establish the California Health Care Coverage Enrollment Assistance Act of 2016 to provide uninsured students of the California State University and the California Community Colleges with 2016, which would require the California State University and the California Community Colleges to provide their students information about health care coverage options and enrollment assistance commencing with the 2017–18 academic year. The act would, among other things, would authorize each campus of the California State University and the California Community Colleges to develop meet this requirement by developing an informational item or amend amending an existing enrollment form, form or Internet Web site to provide uninsured students information about health care coverage options, as specified. The act would authorize each campus to also include meet this requirement by including a factsheet with its enrollment forms explaining basic information about affordable health care coverage options for students. *The bill would repeal these new provisions on January 1, 2021.*

By requiring community colleges to perform additional duties, this bill would impose a state-mandated local program.

Existing law requires a public school, for purposes of the 2015–16, 2016–17, and 2017–18 school years, to add an informational item to its enrollment forms, or amend an existing enrollment form, in order to provide the parent or legal guardian information about health care coverage options and enrollment assistance, as specified. Existing law authorizes a school to also include a factsheet with its enrollment forms. Existing law requires the State Department of Education to, among other things, develop a standardized template for the factsheet and the informational item or amendment and make those templates available on its Internet Web site on or before August 1, 2015. Existing law repeals these provisions on January 1, 2019.

This bill would make the repeal date for these provisions January 1, 2024, 2021, and thereby extend these requirements until that date. By extending these duties on local school districts, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state,

reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: yes.

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

1 SECTION 1. Section 49452.9 of the Education Code is
2 amended to read:

3 49452.9. (a) Commencing with the 2015–16 school year, and
4 each school year thereafter, a public school, including a charter
5 school, shall add an informational item to its enrollment forms, or
6 amend an existing enrollment form, in order to provide the parent
7 or legal guardian information about health care coverage options
8 and enrollment assistance.

9 (b) To satisfy the requirements of subdivision (a), a school may
10 do either of the following:

11 (1) Use a template developed pursuant to subdivision (d).

12 (2) Develop an informational item or amend an existing
13 enrollment form to provide information about health care coverage
14 options and enrollment assistance.

15 (c) A school may include a factsheet with its enrollment forms
16 explaining basic information about affordable health care coverage
17 options for children and families.

18 (d) (1) The department shall develop a standardized template
19 for both of the following:

20 (A) The informational item or amendment required by
21 subdivision (a).

22 (B) The factsheet described in subdivision (c).

23 (2) The department shall make any templates developed pursuant
24 to this subdivision available on its Internet Web site on or before
25 August 1, 2015, and shall, upon request, provide written copies of
26 the template to a school district.

27 (e) A school district shall not discriminate against a pupil who
28 does not have health care coverage or use any information relating
29 to a pupil's health care coverage or interest in learning about health
30 care coverage in any manner that would bring harm to the pupil
31 or the pupil's family.

32 (f) This section shall remain in effect only until January 1, ~~2024,~~
33 ~~2021~~, and as of that date is repealed, unless a later enacted statute,

1 that is enacted before January 1, ~~2024~~, 2021, deletes or extends
2 that date.

3 SEC. 2. Chapter 11.2 (commencing with Section 66920) is
4 added to Part 40 of Division 5 of Title 3 of the Education Code,
5 to read:

6
7 CHAPTER 11.2. CALIFORNIA HEALTH CARE COVERAGE
8 ENROLLMENT ASSISTANCE ACT OF 2016
9

10 66920. This chapter shall be known, and may be cited, as the
11 California Health Care Coverage ~~Enrollment Assistance Act of~~
12 2016.

13 ~~66921. The California Health Care Coverage Enrollment~~
14 ~~Assistance Act of 2016 is hereby established to provide uninsured~~
15 ~~students of the California State University and the California~~
16 ~~Community Colleges with information about health care coverage~~
17 ~~options and enrollment assistance.~~

18 ~~66922. (a) Commencing with the 2017-18 academic year,~~
19 ~~each campus of the California State University and the California~~
20 ~~Community Colleges shall identify its uninsured students and offer~~
21 ~~these students contact information for local entities to provide~~
22 ~~health care enrollment assistance.~~

23 ~~(b) Commencing~~
24 ~~66921. (a) Commencing with the 2017-18 academic year,~~
25 ~~each campus of the California State University and the California~~
26 ~~Community Colleges shall offer uninsured students every student~~
27 ~~information about health care coverage options.~~

28 ~~(e) To satisfy the requirements of subdivision (a), the campus~~
29 ~~may do any of the following:~~

30 ~~(1) Add health insurance screening questions and contact~~
31 ~~information for local health care enrollment assistance entities to~~
32 ~~its enrollment forms.~~

33 ~~(2) Develop a screening method to identify uninsured students~~
34 ~~and offer these students contact information for local health care~~
35 ~~enrollment entities.~~

36 ~~(3) Partner with local organizations to ensure students who are~~
37 ~~identified as uninsured by the campus receive health care~~
38 ~~enrollment assistance.~~

39 ~~(d)~~

1 (b) To satisfy the requirements of subdivision ~~(b)~~, (a), the
2 campus may ~~develop~~ do either or both of the following:

3 (1) Develop an informational item or amend an existing
4 enrollment form or Internet Web site to provide ~~uninsured~~ students
5 information about health care coverage options. A campus may
6 use information provided in the standard template developed by
7 the State Department of Education pursuant to Section 49452.9.

8 ~~(e) A campus of the California State University or the California
9 Community Colleges may include~~

10 (2) Include a factsheet with its enrollment forms explaining
11 basic information about affordable health care coverage options
12 for students.

13 ~~(f)~~

14 (c) A campus of the California State University or the California
15 Community Colleges shall not discriminate against a student who
16 does not have health coverage or use any information relating to
17 a student’s health care coverage or interest in learning about health
18 care coverage in any manner that would bring harm to the student.

19 66922. This chapter shall remain in effect only until January
20 1, 2021, and as of that date is repealed, unless a later enacted
21 statute, that is enacted before January 1, 2021, deletes or extends
22 that date.

23 SEC. 3. If the Commission on State Mandates determines that
24 this act contains costs mandated by the state, reimbursement to
25 local agencies and school districts for those costs shall be made
26 pursuant to Part 7 (commencing with Section 17500) of Division
27 4 of Title 2 of the Government Code.