

AMENDED IN ASSEMBLY APRIL 5, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2425

Introduced by Assembly Member Brown

February 19, 2016

An act to add Article 7 (commencing with Section 116090.5) to Chapter 5 of Part 10 of Division 104 of the Health and Safety Code, relating to public health.

LEGISLATIVE COUNSEL'S DIGEST

AB 2425, as amended, Brown. Public health: incident site reports.

Existing law establishes the State Department of Public Health in state government. Existing law vests within the department certain duties and powers to protect and preserve the public health. ~~Existing law establishes the Emergency Medical Services Authority in state government.~~

This bill would require the State Department of Public Health ~~and the Emergency Medical Services Authority to, by regulation, adopt standards and protocols to~~ *to collaborate with representatives of various groups and adopt, on or before June 1, 2018, standards and protocols that* establish a uniform incident site report requirement for purposes of collecting statewide information on unintentional injury incidents. The bill would require those ~~regulations~~ *standards and protocols* to be implemented on a statewide basis by every county, as prescribed. *The bill would require the department to periodically reconvene the representatives, when necessary, to modify the standards and protocols.*

By imposing additional duties on local entities, this 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. (a) *The Legislature finds and declares all of the*
2 *following:*

3 (1) *Data provided by the State Department of Public Health*
4 *and the federal Centers for Disease Control and Prevention shows*
5 *unintentional injuries are the leading cause of hospitalization and*
6 *death for California's children and youth from one to 19, inclusive,*
7 *years of age and the leading cause of injury-related death for*
8 *babies and infants under one year of age.*

9 (2) *Unintentional injury has persistently been the leading cause*
10 *of death and hospitalization for California's children and youth*
11 *for more than two decades. The State Department of Public Health*
12 *and the federal Centers for Disease Control and Prevention show*
13 *that from 2003 to 2013, inclusive, unintentional injuries caused*
14 *the death of nearly 10,000 California children and youth,*
15 *hospitalized another 240,000, and sent more than 4 million others*
16 *to the emergency room.*

17 (3) *The State Department of Public Health and the national*
18 *Children's Safety Network report that in 2012, childhood*
19 *unintentional injury cost California's health care system over six*
20 *hundred seventeen million dollars (\$617,000,000) in medical costs*
21 *and more than three billion four hundred million dollars*
22 *(\$3,400,000,000) in medical and wage loss costs combined because*
23 *of parent and guardian time off work caring for an injured child*
24 *or dealing with the death of a child due to unintentional injury.*

25 (4) *The vast majority of unintentional injuries are predictable*
26 *and preventable.*

27 (5) *The year 2016 is the start of a statewide campaign to make*
28 *unintentional injury incidents a rare, and not a common,*

1 *occurrence across the state in order to better protect the health*
2 *and well-being of all California children and youth.*

3 *(b) (1) It is the intent of the Legislature that the State*
4 *Department of Public Health take the lead role in collaborating*
5 *with representatives from other health and safety state and local*
6 *agencies, first responders, law enforcement, public health experts,*
7 *and childhood injury prevention experts to do all of the following:*

8 *(A) Establish statewide best practice guidelines, standards, and*
9 *incident site information collection tools to help collect data and*
10 *information at the site of an unintentional injury involving a child*
11 *or youth between zero and 19, inclusive, years of age.*

12 *(B) Aggregate statewide incident site data to better understand*
13 *the underlying cause of, and details about, unintentional injury*
14 *incidents.*

15 *(2) The goal is to provide more incident detail information to*
16 *help determine the best preventative strategies for eliminating*
17 *childhood unintentional injuries with an initial focus on vehicle,*
18 *bicycle, and pedestrian crashes, drowning, burns, poisoning,*
19 *suffocation, falls, nontraffic vehicle incidents, and sports-related*
20 *traumatic brain injuries.*

21 **SECTION 4.**

22 *SEC. 2.* Article 7 (commencing with Section 116090.5) is added
23 to Chapter 5 of Part 10 of Division 104 of the Health and Safety
24 Code, to read:

25

26 Article 7. Incident Site Reports *Standards and Protocols*

27

28 116090.5. (a) (1) On or before June 1, 2018, the ~~departments~~
29 *State Department of Public Health* shall, by regulation, adopt
30 standards and protocols to establish a uniform incident site report
31 requirement for purposes of collecting statewide information on
32 unintentional injury incidents.

33 *(2) The standards and protocols shall be developed in*
34 *collaboration with representatives from other health and safety*
35 *state and local agencies, first responders, fire agencies, law*
36 *enforcement agencies, public health experts, and childhood injury*
37 *prevention experts in order for the department to understand the*
38 *details at incident sites for various types of unintentional injury.*

1 (3) *The department shall periodically reconvene these*
2 *representatives, when necessary, to modify the standards and*
3 *protocols.*

4 (b) ~~The regulations~~ *standards and protocols* adopted by the
5 ~~departments~~ *department* shall be implemented on a statewide basis
6 by every county in the State of California for use by ~~first~~
7 ~~responders.~~ *the appropriate local reporting entities identified in*
8 *the standards and protocols.*

9 (c) ~~The regulations~~ *standards and protocols* shall, at a minimum,
10 include the following:

11 (1) A requirement ~~that, upon responding to an incident, a first~~
12 ~~responder prepare and provide an incident site report to its county~~
13 *that a reporting entity utilize an incident site reporting best*
14 *practices form and incident site investigation protocol, specific to*
15 *each type of unintentional injury, to report information to existing*
16 *local, regional, and statewide data systems and to the local health*
17 *department.*

18 (2) A requirement that the county health department be
19 responsible for submitting the data received pursuant to paragraph
20 (1) to the state's ~~EPICenter~~ *EpiCenter* data system, no later than
21 60 days after receipt of the incident site report.

22 (d) For purposes of this section, the following definitions shall
23 have the following meanings:

24 (1) ~~“Departments”~~ *“Department”* means the State Department
25 of Public Health and the Emergency Medical Services Authority.
26 *Health.*

27 (2) ~~“First responder”~~ includes, but is not limited to, every local
28 law enforcement entity, fire department, and any other first
29 responder or entity that arranges for, or provides, emergency
30 medical services within its boundaries, including paramedic
31 services.

32 (2) *“Reporting entity”* means the reporting entity identified in
33 *the standards and protocols developed by the State Department*
34 *of Public Health.*

35 (3) *“Incident site reports”* or *“incident”* relates to, among others,
36 site reports or incidents that involve unintentional injuries from
37 drownings, near drownings, burns, window falls, bicycle crashes,
38 pedestrian crashes, sleep suffocation, kids left in cars, vehicle
39 backovers, vehicle frontovers, *sports-related activities*, and
40 poisoning.

1 ~~SEC. 2.~~

2 *SEC. 3.* If the Commission on State Mandates determines that
3 this act contains costs mandated by the state, reimbursement to
4 local agencies and school districts for those costs shall be made
5 pursuant to Part 7 (commencing with Section 17500) of Division
6 4 of Title 2 of the Government Code.

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