

**Assembly Bill No. 1987**

CHAPTER 343

An act to add Sections 1531.4, 1568.075, and 1569.6991 to the Health and Safety Code, relating to community and residential care facilities.

[Approved by Governor August 21, 1998. Filed with Secretary of State August 24, 1998.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1987, Aroner. Community and residential care facilities: security window bars.

Existing law provides for the licensure and regulation of community care facilities, residential care facilities for persons with chronic life-threatening illness, and residential care facilities for the elderly. Under existing law, violation of any of these provisions is punishable as a misdemeanor.

This bill would prohibit security window bars from being installed or maintained on any of these facilities, on and after January 1, 1999, unless the security window bars meet current state and local requirements, as applicable, for security window bars and safety release devices. Since a violation of the provisions applicable to community and residential care facilities is a crime, 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 no reimbursement is required by this act for a specified reason.

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

SECTION 1. Section 1531.4 is added to the Health and Safety Code, to read:

1531.4. On and after January 1, 1999, no security window bars may be installed or maintained on any community care facility unless the security window bars meet current state and local requirements, as applicable, for security window bars and safety release devices.

SEC. 2. Section 1568.075 is added to the Health and Safety Code, to read:

1568.075. On and after January 1, 1999, no security window bars may be installed or maintained on any residential care facility unless



the security window bars meet current state and local requirements, as applicable, for security window bars and safety release devices.

SEC. 3. Section 1569.6991 is added to the Health and Safety Code, to read:

1569.6991. On and after January 1, 1999, no security window bars may be installed or maintained on any residential care facility for the elderly unless the security window bars meet current state and local requirements, as applicable, for security window bars and safety release devices.

SEC. 4. No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because the only costs that may be incurred by a local agency or school district will be incurred because this act creates a new crime or infraction, eliminates a crime or infraction, or changes the penalty for a crime or infraction, within the meaning of Section 17556 of the Government Code, or changes the definition of a crime within the meaning of Section 6 of Article XIII B of the California Constitution.

Notwithstanding Section 17580 of the Government Code, unless otherwise specified, the provisions of this act shall become operative on the same date that the act takes effect pursuant to the California Constitution.

