

ASSEMBLY BILL

No. 304

Introduced by Assembly Member Huff

February 9, 2007

An act to add Section 1520.7 to the Health and Safety Code, relating to community care facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 304, as introduced, Huff. Community care facilities: disaster and mass casualty plans.

Existing law, the California Community Care Facilities Act, provides for the licensure and regulation of community care facilities, as defined, and provides for criminal sanctions for a violation of those provisions. Existing law requires any person desiring issuance of a license for a community care facility or a special permit for specialized services to file with the State Department of Social Services, an application on a prescribed form, containing specified information.

This bill would, on and after January 1, 2008, require any person applying for a license for a community care facility or a special permit for specialized services pursuant to those provisions to provide a copy of the plan to any appropriate local entity or authority responsible for providing emergency services in the area or community in which the facility is located. The bill would require a community care facility that was licensed or received a special permit for specialized services on or before January 1, 2008, to, no later than January 1, 2009, provide a copy of the plan to any appropriate local entity or authority responsible for providing emergency services in the area or community in which the facility is located. By imposing a new requirement on community

care facilities, a violation of which would be a crime, 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 no reimbursement is required by this act for a specified reason.

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 1520.7 is added to the Health and Safety
2 Code, to read:

3 1520.7. (a) In addition to the requirements of Section 1520,
4 on and after January 1, 2008, any person applying for a license for
5 a community care facility or a special permit for specialized
6 services under this chapter shall provide a copy of the plan to any
7 appropriate local entity or authority responsible for providing
8 emergency services in the area or community in which the facility
9 is located.

10 (b) A community care facility that was licensed or received a
11 special permit for specialized services pursuant to Section 1520
12 before January 1, 2008, shall, no later than January 1, 2009, provide
13 a copy of the plan to any appropriate local entity or authority
14 responsible for providing emergency services in the area or
15 community in which the facility is located.

16 SEC. 2. No reimbursement is required by this act pursuant to
17 Section 6 of Article XIII B of the California Constitution because
18 the only costs that may be incurred by a local agency or school
19 district will be incurred because this act creates a new crime or
20 infraction, eliminates a crime or infraction, or changes the penalty
21 for a crime or infraction, within the meaning of Section 17556 of
22 the Government Code, or changes the definition of a crime within
23 the meaning of Section 6 of Article XIII B of the California
24 Constitution.

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