

AMENDED IN SENATE APRIL 23, 2009

SENATE BILL

No. 289

Introduced by Senator Ducheny

February 24, 2009

An act to amend Section 130061 of the Health and Safety Code, relating to health facilities.

LEGISLATIVE COUNSEL'S DIGEST

SB 289, as amended, Ducheny. Hospitals: seismic safety: periodic reports.

Existing law, the Alfred E. Alquist Hospital Facilities Seismic Safety Act of 1983, establishes, under the jurisdiction of the Office of Statewide Health Planning and Development, a program of seismic safety building standards for certain hospitals constructed on and after March 7, 1973. Existing law authorizes the office to assess an application fee for the review of facilities design and construction, and requires that full and complete plans be submitted to the office for review and approval.

Existing law requires that, after January 1, 2008, any general acute care hospital building that is determined to be a potential risk of collapse or pose significant loss of life be used only for nonacute care hospital purposes, except that the office may grant an extension under prescribed circumstances. Under existing law, if an extension is granted, the hospital owner is required to submit periodic reports on compliance.

This bill would additionally require, for the report due to the office no later than June 30, 2011, that the report include, for *each building that is planned for retrofit or replacement, the number of inpatient beds, and for a building or buildings to be removed from acute care service, the inpatient and outpatient services delivered in the building or buildings and the number of patient visits for each of those services*

general acute care inpatient beds and patient days in the years 2008, 2009, and 2010.

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 130061 of the Health and Safety Code
- 2 is amended to read:
- 3 130061. (a) An owner of a general acute care hospital building
- 4 that is classified as a nonconforming Structural Performance
- 5 Category-1 (SPC-1) building, who has not requested an extension
- 6 of the deadline described in subdivision (a) or (b) of Section
- 7 130060, shall submit a report to the office no later than April 15,
- 8 2007, describing the status of each building in complying with the
- 9 requirements of Section 130060. The report shall identify at least
- 10 all of the following:
- 11 (1) Each building that is subject to subdivision (a) of Section
- 12 130060.
- 13 (2) The project number or numbers for retrofit or replacement
- 14 of each building.
- 15 (3) The projected construction start date or dates and projected
- 16 construction completion date or dates.
- 17 (4) The building or buildings to be removed from acute care
- 18 service and the projected date or dates of this action.
- 19 (b) An owner of a general acute care hospital building that is
- 20 classified as a nonconforming, Structural Performance Category-1
- 21 (SPC-1) building, who has requested an extension of the deadline
- 22 described in subdivision (a) or (b) of Section 130060, shall submit
- 23 a report to the office no later than June 30, 2009, describing the
- 24 status of each building in complying with the requirements of
- 25 Section 130060. The report shall identify, at a minimum, all of the
- 26 following:
- 27 (1) Each building that is subject to subdivision (a) of Section
- 28 130060.
- 29 (2) The project number or numbers for retrofit or replacement
- 30 of each building.
- 31 (3) The projected construction start date or dates and projected
- 32 construction completion date or dates.

1 (4) The building or buildings to be removed from acute care
2 service and the projected date or dates of that action.

3 (c) An owner of a general acute care hospital building that is
4 classified as a nonconforming, Structural Performance Category-1
5 (SPC-1) building, who has requested an extension of the deadline
6 described in subdivision (a) or (b) of Section 130060, shall submit
7 a report to the office no later than June 30, 2011, describing the
8 status of each building in complying with the requirements of
9 Section 130060. The report shall identify at least all of the
10 following:

11 ~~(1) Each building that is subject to subdivision (a) of Section~~
12 ~~130060.~~

13 ~~(2) The project number or numbers for retrofit or replacement~~
14 ~~of each building.~~

15 ~~(3) The projected construction start date or dates and projected~~
16 ~~construction completion date or dates.~~

17 ~~(4) For the building or buildings to be removed from acute care~~
18 ~~service, the following information shall be included:~~

19 ~~(A) The projected date or dates the building will be removed~~
20 ~~from service.~~

21 ~~(B) The inpatient and outpatient services currently delivered in~~
22 ~~the building or buildings.~~

23 ~~(C) The number of patient visits for each of the services listed~~
24 ~~in subparagraph (B) in the years 2008, 2009, and 2010.~~

25 ~~(d) The office shall make the information required by~~
26 ~~subdivisions (a), (b), and (c) available on its Web site within 90~~
27 ~~days of receipt of this information.~~

28 *(1) For each building that is subject to subdivision (a) of Section*
29 *130060 that is planned for retrofit or replacement, the report shall*
30 *identify:*

31 *(A) The project number or numbers for retrofit or replacement*
32 *of each building.*

33 *(B) The projected construction start date or dates and projected*
34 *construction completion date or dates.*

35 *(C) The number of inpatient beds, by type of unit and type of*
36 *service to be provided.*

37 *(2) For the building or buildings to be removed from acute care*
38 *service, the following information shall be included:*

39 *(A) The projected date or dates the building will be removed*
40 *from service.*

1 (B) The inpatient services currently delivered in the building
2 or buildings.

3 (C) The number of general acute care inpatient beds and patient
4 days, by type of unit and type of service, for the years 2008, 2009,
5 and 2010.

6 (3) Each hospital owner shall also report, for each facility for
7 which any buildings will be removed from acute care service, any
8 net change in the number of inpatient beds, by type of unit and
9 type of service, taking into account beds provided in buildings to
10 be taken out of service, beds provided in buildings to be retrofitted
11 or replaced, and beds provided in any other buildings used for
12 general acute care inpatient services by the facility.

13 (d) The office shall make the information required by
14 subdivisions (a) and (b), available on its Internet Web site within
15 90 days of receipt of this information.

16 (e) The office shall make the information required by subdivision
17 (c) available on its Internet Web site within 180 days of receipt of
18 this information. The office shall also, to the extent possible, for
19 service areas containing buildings for which hospital owners report
20 information pursuant to subdivision (c), include information on
21 the number of inpatient beds, by type of unit and type of service,
22 provided by facilities operating buildings that are classified as
23 SPC-2, SPC-3, SPC-4, and SPC-5.

24 ~~(e)~~

25 (f) Hospitals that have not reported pursuant to this section are
26 not eligible for the extension provided in subdivision (f) of Section
27 130060.