

San Francisco Department of Public Health  
State of California – Bill Tracking 2010  
November 2, 2010

Bill Number/Author	Content Summary	Status
AB 89/Torkelson	This bill would increase California's per pack cigarette tax by \$2.10. Funds would be directed to education, children's health care, tobacco cessation services, lung cancer research and general health care.	2/8/2010 Assembly Governmental Organizations – Dead Bill
AB 223/Ma	This bill would repeal existing state law on the practice of tattooing, body art and piercings and would require all body art practitioners to annually register with local enforcement agencies and require these practitioners to comply with specific requirements including the completion of a blood borne pathogens exposure control training program (with annual updates). Facilities are also required to have valid health permits issued annually by local enforcement agencies and must have infection prevention and control plans in place. Allows local enforcement agencies to collect fees sufficient to pay for the administration of these programs.	9/30/2010 Vetoed**
AB 278/Monning	This bill would authorize the office to establish and administer demonstration projects to evaluate potential solutions to facilitate health information exchange that promote quality of care, respect the privacy and security of personal health information, and enhance the trust of the stakeholders. This bill would authorize health care entities or governmental authorities, as defined, that receive, share, exchange, or use a California resident's medical information to submit an application with the office to be approved as demonstration project participants.	9/24/2010 Chaptered by Secretary of State – Chapter 227, Statutes of 2010
AB 334/Fuentes	This bill would, by 1/11 or when federal approvals are obtained, suspend rather than terminate Medi-Cal eligibility for beneficiaries who are incarcerated.	2/2/2010 Assembly Health – Dead Bill
AB 342/J. Perez	This bill would authorize DHCS to require that SPDs enroll in Medi-Cal managed care plans, require DHCS to establish organized health care delivery models for CCS eligible children, establish pilot projects for managing the care of dual eligibles, expand local coverage initiatives to low-income individuals not otherwise eligible for Medi-Cal.  <b>Impact: The Assembly vehicle for renewal of the 1115 Hospital Financing Waiver.</b>	10/19/2010 Chaptered by Secretary of State – Chapter 723, Statutes of 2010
AB 354/Arambula	This bill would remove age exemptions from a variety of required childhood immunizations.  <b>Impact: Makes California statutory vaccination requirements more consistent with current federal recommendations for childhood immunizations. Adds pertussis booster to the list of immunizations required prior to the start of seventh grade.</b>	9/29/2010 Chaptered by Secretary of State – Chapter 434, Statutes of 2010
AB 427/Silva	Spot bill on code enforcement officers.	2/2/2010 Dead Bill

AB 535/Ammiano	This bill would allow elder death review teams to obtain death certificates from local registrars. Also allows elder death review team access to EDRS.	2/2/2010 Assembly Appropriations – Dead Bill
AB 537/Arambula	This bill would allow the State Department of Social Services, to the extent and manner allowed by federal law and regulation, to designate or assign an interested Food and Nutrition Service-authorized organization to operate an EBT acceptance system in a farmer’s market selling fresh produce beginning by 1/1/12. Does not require markets themselves to create, operate or maintain an EBT system.	9/29/2010 Chartered by Secretary of State – Chapter 435, Statutes of 2010
AB 564/Portantino	This bill would establish a limitation on the amount of compensation certain employees of substance abuse treatment facilities may receive from public sources would establish compensation requirements for any director, officer, or employee who collects rent from a drug treatment facility.	9/23/2010 Vetoed**
AB 588/Cook	Spot bill on the VLF.	2/2/2010 Dead Bill
AB 598/De La Torre	This bill would establish the California Health Information Network and the California Health Information Standards Advisory Board to make recommendations for the adoption of health information exchange standards.	2/2/2010 Assembly Appropriations – Dead Bill
AB 935/Feuer	This bill would require at least half of the funds in the CDPH State Health Facilities Citation Penalties Account and the Federal Health Facilities Citation Penalties Account be used to support local long-term care ombudsman programs, and require remaining funds be used to protect the health and safety of nursing home residents.	2/2/2010 Assembly Appropriations – Dead Bill
AB 1000/Ma	This bill would require employers to provide paid sick days for employees meeting certain criteria.	2/2/2010 Assembly Appropriations – Dead Bill
AB 1019/Beall	This bill would establish the Alcohol-Related Services (ARS) Program within the Department of Alcohol and Drug Programs to mitigate the harm of alcohol use and imposes a ten cent mitigation fee on beer, wine, and liquor to fund the ARS Program.	2/2/2010 Assembly Health – Dead Bill
AB 1201/M. Perez	This bill would compel health plans or insurers to fully reimburse physicians for their childhood immunization vaccine costs.	2/2/2010 Assembly Appropriations – Dead Bill
AB 1205/Logue	This bill would exempt drivers, 18 years or older who have either completed a motorcyclist safety training program or been issued a class M1 license from wearing a safety helmet while operating a motorcycle, motor-driven cycle or motorized bicycle.	2/2/2010 Assembly Transportation – Dead Bill

AB 1225/De La Torre	This bill would require CDPH and LHDs to establish a process when conducting infectious disease outbreak exercises to identify any deficiencies in the preparedness plans and procedures and track implementation of corrective measures.	9/25/2010 Vetoed**
AB 1272/Hill	This bill would permit an EMS agency to submit a request of notification to a city, county, or city and county for notice of any zoning variance, permit, amendment, or entitlement for use that would permit the construction or operation of a heliport or helipad on the property of a general acute care hospital. The bill would also permit the local EMS agency, or an EMS agency from a county adjacent to the proposed heliport or helipad, after receiving the notice, to prepare a report, as specified, to consult with representatives of the city, county, or city and county regarding that report, and to provide written comments and appear at a hearing regarding the proposed construction or operation of a heliport or helipad.	6/24/2010 Senate Rules – Dead Bill
AB 1309/Emmerson	Spot bill on Medi-Cal Managed Care.	2/2/2010 Dead Bill
AB 1314/Jones	This bill would require HHSa to develop a plan to enact comprehensive reforms to the California health care system and to make recommendations for statutory changes necessary to implement the plan. Plan should include strategies to expand health care coverage for low- and moderate-income children and adults through a shared responsibility approach, including contributions from individuals, employers, and the government.	2/2/2010 Assembly Appropriations – Dead Bill
AB 1413/Coto	This bill would require the stakeholder committee to assess the current rate of use of chronic disease self-management programs among Medi-Cal beneficiaries and identify opportunities to promote more widespread use of those programs.	8/31/2010 Amended to non- relevant subject matter
AB 1418/Smyth	This bill would add electronic mail or electronic facsimile to the list of methods health officers may report communicable disease to DPH.	2/2/2010 Assembly Health – Dead Bill
AB 1445/Chesbro	This bill would allow reimbursement for up to two visits to an FQHC on the same day and at the same location if the patient suddenly suffers and illness or injury subsequent to the first visit or if the patient has a medical visit and “another health visit” – meaning a face-to-face encounter with a clinical psychologist, licensed clinical social worker, dentist, or dental hygienist.	8/9/2010 Senate Suspense File – Dead Bill
AB 1450/Conway	Spot bill on health disparities.	2/2/2010 Dead Bill
AB 1458/Davis	This bill would require clinics, health facilities and health professionals to report serious adverse drug events to the FDA’s MedWatch drug and safety information and adverse event reporting program.	2/2/2010 Assembly Appropriations – Dead Bill
AB 1488/Hall	Spot bill on food justice.	2/2/2010 Assembly Agriculture – Dead Bill

AB 1503/Lieu	This bill would create a new physician and surgeon pricing policy for uninsured visits to the emergency room.	9/29/2010 Chaptered by Secretary of State – Chapter 445, Statutes of 2010
AB 1542/Health Committee	This bill would establish the Patient-Centered Medical Home Act of 2010 to encourage licensed health care providers and patients to partner in a patient centered medical home that promotes access to high-quality, comprehensive care.	8/27/2010 In Assembly for Concurrence
AB 1570/Salas	This bill would require the Dental Board, in conjunction with the Health Professions Education Foundation, to study the issue of its providing malpractice insurance for dentists who provide voluntary, unpaid services, and report its findings to the Legislature on or before January 1, 2012.	9/28/2010 Vetoed**
AB 1595/Jones	This bill would require DHCS to establish, by January 1, 2014, eligibility for Medi-Cal benefits for any person who meets specified eligibility requirements provided by federal law. This bill would permit the department, to the extent permitted by federal law, to phase in coverage for those individuals upon the effective date of this bill.	5/28/2010 Assembly Suspense File – Dead Bill
AB 1599/Beall*	This bill would establish the Medi-Cal Alcohol and Drug Screening & Brief Intervention Services Program to allow local funds to draw down federal funds via CPE. Funding obtained to be used to provide alcohol and drug screening and brief intervention services to Medi-Cal beneficiaries who are pregnant women or women of childbearing age. Requires any public entity drawing down FFP to reimburse the state their costs for creating and administering the program.	4/28/2010 Assembly Suspense File – Dead Bill
AB 1600/Beall	This bill would require health plans and health insurers to cover the diagnosis and medically necessary treatment of mental illness, including substance abuse, of a person of any age, including a child, and not limited to coverage for severe mental illness.	9/29/2010 Vetoed**
AB 1602/J. Perez	This bill would enact the California Patient Protection and Affordable Health Choices Act. Contingent on enactment of SB 900, would create the California Health Benefit Exchange. Prohibits health insurance carriers from establishing lifetime or unreasonable annual coverage limits. Requires carriers to provide basic preventative health services.  <b>Impact: The Assembly vehicle creating California’s Health Insurance Exchange consistent with federal healthcare reform.</b>	9/30/2010 Chaptered by Secretary of State – Chapter 655, Statutes of 2010
AB 1606/Coto	This bill would require DHCS to include reimbursement under the Medi-Cal program for services provided through a department-approved chronic disease self-management program, as defined. The bill would provide that if the department includes better care coordination, reimbursement for services provided through a department-approved chronic disease self-management program be implemented as part of the department’s implementation of better care coordination.	5/28/2010 Assembly Suspense File – Dead Bill

AB 1628/Budget Committee	<p>Budget trailer bill that would, among other things, permit, to the extent federal participation is available, DHCS to provide Medi-Cal eligibility and reimbursement for inpatient hospital services to inmates, and would authorize a county to seek reimbursement from the Medi-Cal program or the responsible Coverage Expansion and Enrollment Demonstration (CEED) program for the provision of inpatient hospital services to adults in county facilities, in which case this bill would provide that the county would be responsible for the nonfederal share of the reimbursement.</p> <p><b>Impact: Requires counties that submit an application for a CEED program (formerly known as Health Care Coverage Initiative) under the 1115 Hospital Financing Waiver to agree to include state prison inmates in their CEED project for inpatient hospital services for purposes of capturing FFP. State would remain responsible for non-federal share, but counties would be responsible for enrollment. Would also allow counties to claim FFP for inpatient hospital services for county jail inmates.</b></p>	10/19/2010 Chaptered by Secretary of State – Chapter 729, Statutes of 2010
AB 1640/Evans*	This bill would express the intent of the legislature that eligibility for the Every Woman Counts program screening services return to those in place as of December 31, 2009 (i.e., age 40 and over), and would require the CDPH to notify the Joint Legislative Budget Committee at least 90 days prior to any changes being made to eligibility requirements for services or reducing access to screening services.	9/29/2010 Vetoed**
AB 1652/Jones	This bill would require ski resorts to prepare an annual safety plan, to establish its own signage policy and its own safety padding policy for the resort. Now co-joined with SB 880/Yee.	9/23/2010 Vetoed**
AB 1653/Jones	This bill would extend the Hospital Quality Assurance Fee passed last year through June 30, 2011.	9/8/2010 Chaptered by Secretary of State – Chapter 218 Statutes of 2010
AB 1694/Beall*	This bill would impose a \$0.05 per drink excise tax on alcoholic beverages to establish the Alcohol-Related Services Program Fund administered by CDADP to fund five programs related to treatment & recovery; prevention, education, & research; emergency medical & trauma care; hospitalization & rehabilitation; and criminal justice & enforcement.	4/6/2010 Assembly Health – Failed Passage – Dead Bill
AB 1701/Chesbro*	<p>This bill would extend the sunset in current statute that allows pharmacists to furnish hypodermic needles or syringes to persons without a prescription if the pharmacist is registered with the local health department as allowed under the Disease Prevention Demonstration Project until 12/31/18.</p> <p><b>Impact: Extends the 12/31/10 sunset date to 12/31/18 on San Francisco’s pilot project under SB 1159 (2004), which allows a pharmacist to furnish up to 10 needles/syringes to an adult without a prescription.</b></p>	9/30/2010 Chaptered by Secretary of State – Chapter 667, Statutes of 2010
AB 1745/Ammiano	This bill would allow the local registrar of births and deaths to charge an additional fee of up to \$8 per death certificate to fund the disposition of the remains of indigent residents of the county.	9/29/2010 Vetoed**
AB 1752/Villines	Spot bill regarding delegating health facility licensing to local health departments.	2/9/2010 Dead Bill

AB 1783/Hayashi	This bill would add licensed dentists to the list of Medi-Cal enrolled providers in good standing, who change their location, to file a change of location form rather than re-enroll as a provider in the Medi-Cal program.	8/27/2010 Chaptered by Secretary of State – Chapter 192 Statutes of 2010
AB 1808/Galgiani	This bill would require that when a child is placed in foster care outside of the county of original jurisdiction, the county in which the child is placed shall be responsible for ensuring that the child receives medically necessary specialty mental health services, and any adjustments in the administration of the Medi-Cal program shall be made, to ensure that the funding applicable to the mental health services for that child is received by the new county of residence.	5/28/2010 Assembly Suspense File – Dead Bill
AB 1858/Blumenfield	This bill would, until January 1, 2016, permit the State Department of Public Health to authorize certain entities, that meet prescribed conditions, to provide hypodermic needle and syringe exchange services in any location where the department determines that the conditions exist for the rapid spread of HIV, viral hepatitis, or any other potentially deadly or disabling infection spread through the sharing of used hypodermic needles and syringes.	9/30/10 Vetoed**
AB 1864/Strickland	This bill would increase, to an amount not to exceed \$2,500,000,000, the annual appropriation from the General Fund and from the Federal Trust Fund to the Medical Providers Interim Payment Fund for the purposes of paying Medi-Cal providers, providers of drug treatment services for persons infected with HIV, and providers of services for the developmentally disabled, on and after July 1 and before September 1, of the fiscal year for which a budget has not yet been enacted or there is a deficiency in the Medi-Cal budget in any fiscal year.	5/28/2010 Assembly Suspense File – Dead Bill
AB 1872/Galgiani	This bill would extend the provision that California Children’s Services Program, Genetically Handicapped Person’s Program, Breast and Cervical Cancer Early Detection Program, State-Only Family Planning Program, and Family Planning, Access, Care, and Treatment (Family PACT) Waiver Program provider rates of payment for services be identical to the rates of payment for the same service performed by the same provider type as the Medi-Cal program until January 1, 2014.	8/12/2010 Senate Suspense File – Dead Bill
AB 1883/Evans	This bill, until January 1, 2016, would authorize a county board of supervisors to increase fees by up to \$4 for certified copies of certain vital records. It would require that half of the fee increase be allocated for purposes relating to domestic violence prevention, intervention, and prosecution and the other half of the fee increase be allocated for nonprofit, community-based organizations that serve domestic violence victims and their families.	6/15/2010 Senate Local Government – Dead Bill
AB 1887/Villines	This bill would establish the Federal Temporary High Risk Health Insurance Fund. Provides for open meeting exemptions for MRMIB related to contract negotiations or deliberations. Cojoined with SB 227/Alquist.  <b>Impact: The Assembly vehicle establishing California’s temporary high-risk health insurance program consistent with federal healthcare reform for individuals who have been uninsured for six months prior to application and been denied coverage in the prior 12 months due to a pre-existing condition.</b>	6/29/2010 Chaptered by Secretary of State – Chapter 32, Statutes of 2010

AB 1937/Fletcher	This bill would authorize a school district to permit certain other health care practitioners, who are acting under the direction of a supervising physician or surgeon to administer certain immunizing agents, to administer an immunizing agent to a pupil whose parent has consented in writing to the administration of a vaccine, subject to specified conditions.	8/27/2010 Chaptered by Secretary of State – Chapter 203, Statutes of 2010
AB 1952/Niello	This bill would require a person, depending on his or her age, to meet certain requirements to obtain an instruction permit prior to operating or being issued a class M1 or M2 driver’s license to operate a 2-wheel motorcycle, motor-driven cycle, motorized scooter, motorized bicycle, moped, or bicycle with an attached motor.	9/30/2010 Chaptered by Secretary of State – Chapter 586, Statutes of 2010
AB 1966/Fletcher	This bill would also permit an FQHC or RHC to have inpatient obstetrical and gynecological services reimbursed on a fee-for-service basis.	5/28/2010 Assembly Suspense File – Dead Bill
AB 1994/Skinner	This bill would provide that hospital employees who provide direct patient care in an acute care hospital, that the term “injury” include a blood-borne infectious disease, neck or back impairment, methicillin-resistant Staphylococcus aureus (MRSA), or H1N1 influenza virus that develops or manifests itself during the person’s employment with the hospital.	5/28/2010 Assembly Suspense File – Dead Bill
AB 2000/Hagman	This bill would exempt a dog, whose life is endangered due to disease or other considerations if it receives the rabies vaccine, as determined by a licensed vet. Prohibits a dog exempt under this provision from being off premises of its owner or having contact with an unvaccinated cat or dog. If dog is off premises of owner, must be kept on a leash and be under the direct physical control of an adult. Local health officers are required to report exemptions under this provision to CDPH.	8/12/2010 Senate Suspense File – Dead Bill
AB 2025/De La Torre	Requires DHCS to submit an application for a waiver or demonstration project thereby extending California’s existing 1115 Waiver by 9/1/10.	5/28/2010 Assembly Suspense File – Held Under Submission
AB 2051/Tran	This bill would authorize the California Emergency Management Agency to prepare, in voluntary cooperation with specific local governmental and nongovernmental entities, a specialized plan to mobilize senior citizens and disabled persons during an emergency or natural disaster.	8/12/2010 Senate Suspense File – Held Under Submission
AB 2071/Lowenthal	This bill would allow the Secretary of the Department of Corrections & Rehabilitation to release certain physically or medically incapacitated prisoners to medical facilities on “medical parole.”	4/6/2010 Assembly Public Safety – Dead Bill

AB 2084/Brownley	This bill would require licensed child care facilities to follow specific requirements on the provision of beverages to children in their care including serving only 1% or nonfat milk to children 2 or older, limit juice to one serving a day of 100% juice, serve no beverages with added sweeteners either natural or artificial, and to make clean & safe drinking water available throughout the day.	9/30/2010 Chaptered by Secretary of State – Chapter 593, Statutes of 2010
AB 2093/V.M. Perez	This bill would require health plans or insurers to reimburse physicians for their childhood immunization vaccine actual costs. Does not apply to Medi-Cal or HFP. Prohibits a plan from requiring a physician or physician group to assume financial risk for the acquisition of or administration costs of required immunizations.	9/29/2010 Vetoed**
AB 2100/Coto	This bill would impose a tax on every sweetened beverage manufacturer who makes first sale of a sweetened beverage of a rate of \$0.01 per teaspoon of sugar placed in the beverage. Revenues collected would be deposited in the Pediatric Obesity Fund. Funds collected would be allocated to the Department of Education for grants to eligible school districts to employ school nurses or health educators and to create a healthful diet and lifestyle plan for the school.	5/13/2010 Assembly Revenue & Taxation – Dead Bill
AB 2145/Ammiano*	This bill would remove sunset provisions on the provision of opioid antagonists by physicians who have received training from an opioid prevention and treatment training program operated by LHJs or by an entity registered by the local LHJ. Pushes out timeline for the reporting requirements on LHJs who operate or register a training program.  <b>Impact: Consistent with DPH’s “harm reduction” policy, AB 2145 extends the protections granted under SB 767 (2007), which allowed licensed health care professionals to prescribe opioid antagonists as a drug overdose prevention measure. AB 2145 eliminates the 1/1/11 sunset date for SB 767, and allows an unlicensed individual to possess an opioid antagonist, and to administer it without liability in an emergency for no fee.</b>	9/29/2010 Chaptered by Secretary of State – Chapter 545, Statutes of 2010
AB 2153/Lieu	This bill would require all licensed general acute care hospitals to assess the condition of their ERs every four hours and calculate and record a crowding score. If a hospital does not record a crowding score in level four or higher for the previous 30 days, it may assess its ER every eight hours; however, if it records a crowding score of four or higher, it must revert to the four hour schedule. Also requires hospitals to develop and implement a full-capacity protocol for each category on the crowding scale. Hospitals with emergency rooms must file these protocols with OSHPD.	8/30/2010 Senate Floor – Inactive File
AB 2192/Emmerson	Spot bill regarding Medi-Cal reimbursement levels	2/19/2010 Dead Bill
AB 2234/Lowenthal	This bill would make the current definition of mental health functional impairment applicable to adults 18 to 59 years of age, inclusive, and would, in addition, establish a definition of functional impairment for adults 60 years of age or older.	5/28/2010 Assembly Suspense File – Held Under Submission

AB 2248/Hernandez	This bill would require the Maddy Fund report provide additional information regarding the moneys collected and disbursed, including a description of the other medical services purposes, and the total amount of allowable claims, if the moneys are disbursed to hospitals on a claims basis, and the names and contact information of the entity responsible for the collection and disbursement of prescribed funds.	9/29/2010 Vetoed**
AB 2268/Chesbro*	This bill would authorize a physician who is registered with the federal Attorney General to dispense narcotic drugs outside of the clinic setting to individuals for maintenance treatment or detoxification treatment pursuant to federal law.  <b>Impact: Aligns DPH's Office Based Opiate Treatment (OBOT) program with current regulation.</b>	7/15/2010 Chaptered by Secretary of State – Chapter 93, Statutes of 2010
AB 2287/Monning	This bill would require the Health & Human Services Agency to direct its departments to apply for federal community transformation grants under federal health care reform. Requires those departments to make information regarding federal grant opportunities available under health reform available to local government agencies, local public health departments, school districts, state and local nonprofits and Indian tribes.	8/12/2010 Senate Suspense File – Held Under Submission
AB 2334/Salas	This bill would create the Volunteer Insured Dentists Program, administered by the Dental Board, to provide malpractice insurance coverage to volunteer dentists providing uncompensated care to low-income patients through a contract with county health departments or clinics.	5/4/2010 Assembly Health – Dead Bill
AB 2345/De La Torre	This bill would require health care service plan contracts and health insurance policies issued, amended, renewed or delivered on or after 9/23/10, to provide coverage, and impose no cost-sharing requirements, for certain preventive health services like immunizations.	9/30/2010 Chaptered by Secretary of State – Chapter 657, Statutes of 2010
AB 2354/VM Perez	This bill would require the State Department of Public Health to assess the grants to promote positive health behaviors and outcomes available pursuant to the federal Patient Protection and Affordable Care Act for funding opportunities related to the use of promotores in medically underserved communities, require the department, in consultation with the University of California, to include in this assessment an inventory of prescribed programs related to the use of promotores in California, and report on this assessment to the fiscal and health policy committees of the Legislature by April 1, 2011, with recommendations for attaining and maximizing federal funding.	8/12/2010 Senate Suspense File – Held Under Submission
AB 2387/Miller	This bill would delete the January 1, 2014 repeal date and would add a definition for “local law enforcement patient” from the prohibition from releasing inmates from custody for the purpose of seeking medical care, with the intent to rearrest, unless the hospital determines the action would enable it to collect from a 3rd-party source.	4/20/2010 Assembly Public Safety – Dead Bill
AB 2432/J. Perez	This bill would exempt a permanent food facility that has less than 300 square feet of display area and that sells only prepackaged food that is not potentially hazardous food, from the requirements of the California Retail Food Code.	9/30/2010 Chaptered by Secretary of State – Chapter 682, Statutes of 2010

AB 2456/Torrico	Existing law allows EMSA to develop planning and implementation guidelines for emergency medical services systems. This bill would add that these regulations now include policies and procedures applicable to all EMT personnel. Section 1797.107 of Health & Safety Code, which provides EMSA the authority to adopt, amend or repeal regulations (including regulations that include statewide EMS guidelines for the coordinated delivery of EMS in CA), is eliminated. Would require local EMS agencies to adhere to EMSA regulations, and adds a new section that any additional policies and procedures implemented by a local EMS agency that are not in accordance with EMSA's standards are now subject to review of the EMSA Director prior to implementation. A local LEMSA that is notified of a policy or procedure that is not in compliance is required to stop implementation of the policy or procedure or submit a revised policy or procedure that complies with the regulations adopted by EMSA to the director within 90 days. Allows EMSA to assess penalties on a LEMSA that fails to respond to a notice of noncompliance. Allows EMSA to adopt a schedule of fees collected from certifying entities to support EMSA's costs to promulgate new regulations.	9/29/2010 Vetoed**
AB 2477/Jones	This bill would eliminate the requirement that children on Medi-Cal file Mid-Year Status reports thereby establishing continuous eligibility.	6/10/2010 Senate Health – Dead Bill
AB 2486/Feuer	This bill would allow a parent, guardian, or another adult who knowingly furnishes alcoholic beverages, at his or her residence, to a person under the age of 21 to be legally accountable for any damages, injury, or death of another person resulting from the consumption of those beverages.	8/18/2010 Chaptered by Secretary of State – Chapter 154, Statutes of 2010
AB 2541/Portantino	This bill would delete the exemption from electronic reporting for HIV infections. Provides that health care providers and labs report cases of HIV infection to the local health officer using patient names and set guidelines regarding such reports.	9/29/2010 Chaptered by Secretary of State – Chapter 470, Statutes of 2010
AB 2557/Salas	This bill would provide that a licensed dentist is entitled to all liability immunities provided to public employees when treating or diagnosing a patient at no cost.	4/6/2010 Assembly Judiciary – Dead Bill
AB 2590/Lowenthal	This bill would authorize the Department of Health Care Services to, in accordance with federal law, provide to an entity that contracts with the state to provide disease management services to persons with the human immunodeficiency virus (HIV) or acquired immunodeficiency syndrome (AIDS) certain information in the department's possession that is necessary to identify and enroll persons who are eligible for the disease management program, provided that the department possesses a signed informed consent form from each person whose information is disclosed.	5/28/2010 Assembly Suspense File – Dead Bill
AB 2648/DeLeon	Spot bill on Medi-Cal cancer screening.	2/22/2010 Dead Bill
AB 2667/Hill	This bill would require a public or private hospital, clinic, or birthing center, at the time the child is discharged, to provide and discuss contact information relating to obtaining, at no cost or low cost,	9/29/2010 Vetoed**

	information and assistance relating to child passenger restraint system requirements, installation, and inspection, including, among other things, the telephone number of the local office of the Department of the California Highway Patrol. The bill would provide that a public or private hospital, clinic, or birthing center does not have any additional obligation to provide patients with any assistance relating to child passenger restraint systems, other than providing the information specified.	
AB 2699/Bass	This bill would provide an exemption from the licensure and regulation requirements for a health care practitioner licensed or certified in another state who offers or provides health care services for which he or she is licensed or certified through a sponsored event (1) to uninsured or underinsured persons, (2) on a short-term voluntary basis, (3) in association with a sponsoring entity that registers with the applicable healing arts board and provides specified information to the county health department of the county in which the health care services will be provided, and (4) without charge to the recipient or a 3rd party on behalf of the recipient.	9/24/2010 Chaptered by Secretary of State – Chapter 270, Statutes of 2010
AB 2705/Hall	This bill would require an additional component of the After School Education and Safety Program to include a physical fitness element of at least 30 minutes. Requires that by the start of the 13/14 school year, for grades 1-6, required physical education instruction include at least 50% of the time spent on moderate to vigorous physical activity. Intent language to increase the flexibility of joint use policies and practices that will allow schools and communities to optimized resources, share costs, and identify creative solutions to increase access to safe places to play and exercise.	5/28/2010 Assembly Suspense File – Dead Bill
AB 2720/J. Perez	This bill would create the California Healthy Food Financing Initiative. Requires the State Department of Food & Agriculture, in consultation with CDPH, to prepare recommendations to the Legislature regarding actions needed to promote food access in the state. Requires the Department of Food & Agriculture to coordinate efforts to maximize funding opportunities provided by the federal 2010 Healthy Food Financing Initiative intended to expand access to nutritious foods in underserved urban and rural communities.	9/30/2010 Vetoed**
AB 2733/Ruskin	This bill would prohibit the transfer of title or possession of cigarettes or tobacco products without consideration, exchange, or barter if the cigarettes or tobacco products had been purchased for resale under a license issued pursuant to the act and the transfer occurs during the suspension or after revocation of the license.	9/30/2010 Chaptered by Secretary of State – Chapter 607, Statutes of 2010
AB 2786/Assm. Health Committee	This bill would delete the specified list of required reportable diseases and conditions from H&S code and require CDPH to establish a list of communicable diseases and conditions for which clinical labs must submit cultures or specimens to local public health labs for characterization. The list may be modified at any time by CDPH after consultation with CCLHO and CAPHLD.	9/29/2010 Vetoed**
AB 2787/Monning	This bill would establish the Office of the California Health Ombudsman in state government, to be governed by a chief executive officer known as the California Health Ombudsman who would be appointed by the Governor, subject to confirmation by the Senate. The bill would require the ombudsman to educate consumers on their rights and responsibilities with respect to health care coverage, assist consumers with enrollment in health care coverage, and resolve problems with obtaining specified premium tax credits.	8/12/2010 Senate Suspense File – Held Under Submission

SB 1/Steinberg	This bill would expand children's health insurance.	2/1/2010 Senate Health – Dead Bill
SB 4/Oropeza	This bill would ban smoking at state parks and beaches.	5/3/2010 Vetoed**
SB 56/Alquist	This bill would create the California Health Benefits Service Program in DHCS with the goal of expanding cost effective health coverage options to the uninsured and purchasers of health insurance through COHS, Local Initiatives or CMSP.	9/29/2010 Vetoed**
SB 57/Aanestad	This bill would enact Managed Risk Medical Insurance Program reforms including allowing insurance carriers from other states to sell policies in state that do not include all mandated services required under CA state law. Would allow insurers to sell policies that do not include all mandated services required under state law to individuals who are 350% FPL or below if the individual waives those benefits.	4/30/2009 Senate Health – Failed Passage – Dead Bill
SB 114/Liu	This bill would require DHCS to deem eligible for and ensure that there is no interruption in Medi-Cal coverage for an independent foster care adolescent who was in foster care on his or her eighteenth birthday; would require the DHCS to develop and implement a simplified form for the purposes of annually redetermining independent foster care adolescent eligibility, which the individual would return only if information had changed; would provide that failure to return the annual redetermination form could not be the only reason to terminate Medi-Cal benefits to the individual; and would specify that benefits may be discontinued only after the DHCS established ineligibility.	2/1/2010 Senate Appropriations – Dead Bill
SB 152/Cox	This bill would require DMH to send a reimbursement claim to the Controller for fee-for-service county mental health managed care contractors within 90 days. Interest accrues on unpaid claims and would come out of DMH's budget.	5/14/2009 Assembly Health – Dead Bill
SB 180/Florez	This bill would require every primary care clinic and general acute care hospital to enroll and participate in the California Health Alert Network (CAHAN).	2/1/2010 Senate Health – Dead Bill
SB 181/Wright	Spot bill on the definition of code enforcement and code enforcement officers.	2/1/2010 Senate Transportation & Housing – Dead Bill
SB 208/Steinberg	This bill would require DHCS to submit a waiver to CMS to implement a demonstration project to strengthen the safety net, expand coverage and improve health outcomes.  <b>Impact: The Senate vehicle for renewal of the 1115 Hospital Financing Waiver.</b>	10/19/2010 Chaptered by Secretary of State – Chapter 714, Statutes of 2010
SB 220/Yee*	This bill would require health care service plans and health insurance policies issued or renewed after September 23, 2010 to provide coverage, and not impose cost-sharing requirements, for certain preventive health services consistent with federal law.	9/30/2010 Vetoed**

SB 227/Alquist	<p>This bill would require MRMIB to enter into an agreement with the federal Department of Health and Human Services to administer a temporary high risk pool to provide health coverage, until January 1, 2014, to individuals who have preexisting conditions, consistent with the federal Patient Protection and Affordable Care Act. Cojoined with AB 1887/Villines.</p> <p><b>Impact: The Senate vehicle establishing California's temporary high-risk health insurance program consistent with federal healthcare reform for individuals who have been uninsured for six months prior to application and been denied coverage in the prior 12 months due to a pre-existing condition.</b></p>	6/29/2010 Chaptered by Secretary of State – Chapter 31, Statutes of 2010
SB 311/Alquist	This bill would require MRMIB to apply the Medicaid prospective payment system to Healthy Family Program services provided by FQHCs and RHCs.	2/1/2010 Senate Appropriations – Dead Bill
SB 373/Walters	This bill would exempt new car and motorcycle sales from the additional .65% VLF passed during the 2009 budget for the first year of registration. Intent language to ensure law enforcement funding is at a minimum equal to the funding levels approved in the 09/10 Budget.	2/1/2010 Senate Revenue & Taxation – Dead Bill
SB 558/DeSaulnier	This bill would establish the Alcohol Abuse Treatment Program Fund, would authorize the Department of Alcoholic Beverage Control to assess and collect a fee in an amount not to exceed \$0.05 per drink from every person who sells alcoholic beverages for resale, would require the fees to be used for alcohol abuse programs, and would authorize the Department of Alcohol and Drug Programs to establish, or contract, or provide grants for the establishment of, public education, outreach, counseling, case management, and recovery services, related to alcohol abuse.	2/1/2010 Senate Government Organization – Dead Bill
SB 600/Padilla	This bill would impose an additional excise tax of \$1.50 per package of 20 cigarettes, adjusted annually by the consumer price index, and increase the tax on other tobacco products. The bill would also impose a one-time "floor stock tax" on the cigarettes held or stored by dealers and wholesalers.	2/1/2010 Senate Appropriations – Dead Bill
SB 601/Padilla	This bill would restrict new retail tobacco licenses for businesses located within 600 feet of public or private elementary or secondary schools.	2/1/2010 Senate Appropriations – Dead Bill
SB 602/Padilla	This bill would require individuals involved in the preparation, storage, or service of food to obtain a food handler card within 30 days after his or her hire date starting 1/1/11. These individuals must maintain a valid food handler card for the duration of their employment as a food handler. At least one accredited food safety certification exam must be offered online.	9/27/10 Chaptered by Secretary of State – Chapter 309, Statutes of 2010

SB 603/Padilla	This bill would restrict new retail tobacco licenses for businesses located within 600 feet of public or private elementary or secondary schools. Caps the number of tobacco licenses issued in areas that are determined to have an area of overconcentration of tobacco retailers as well as require a fee paid for subsequent license renewals. Authorizes the BOE to issue a new license if the local governing body determines that public convenience or necessity would be served by issuing the license.	6/30/2010 Assembly Governmental Organizations – Dead Bill
SB 733/Leno*	This bill requires the Victims Compensation and Government Claims Board (VCGCB) to administer a grant program to create multi-disciplinary trauma recovery centers (TRC) providing victim services in mental health; community outreach; coordination among medical personnel, mental health care providers, law enforcement, and social services, and authorize VCGCB to award grants totaling up to \$3 million from the Restitution Fund.	9/30/2010 Vetoed**
SB 759/Leno	This bill would prohibit the use of pesticides for aerial spraying in emergencies, unless the manufacturer had previously disclosed the pesticide ingredients to the state, and would require the Office of Environmental Health Hazard Assessment to disclose ingredient information to local governments and health care providers in affected areas.	2/1/2010 Senate Appropriations – Dead Bill
SB 769/Alquist	This bill would provide that for FY 09-10, federal funding received pursuant to the federal Supplemental Appropriations Act for state and local public health and emergency response infrastructure for pandemic flu be-subject to appropriation by the Legislature for allocation by DPH pursuant to the CDC grant agreement. Requires DPH to use funds to expand CAHAN capacity for hospitals and clinics. Urgency clause added to the bill. Extends the repeal date for provisions of this bill.  <b>Impact: Extends the sunset date for funding provisions relating to federal Public Health Emergency Preparedness (PHEP) grants, and ensures that DPH continues to receive sufficient funding for public health emergency preparedness activities.</b>	9/29/2010 Chaptered by Secretary of State – Chapter 506, Statutes of 2010
SB 771/Alquist	This bill would extend Medi-Cal eligibility, to the extent FFP is available, including eligibility for EPSDT, to former foster care children under the age of 26.	8/13/2010 Assembly Suspense File – Held Under Submission
SB 797/Pavelly	This bill would prohibit, beginning in 2012, the sale, manufacture or distribution of a bottle or cup or a liquid, food or beverage in a can, jar or plastic bottle that contains bisphenol A (BPA) if the item is intended for children three years of age or younger. Repeals this prohibition if the Department of Toxic Substances Control adopts a regulatory response, pursuant to current "Green Chemistry" law, regarding the use of bisphenol.	8/31/2010 Senate Floor – Dead Bill
SB 810/Leno	This bill would establish the California Healthcare System to be administered by the newly created CA Healthcare Agency under the control of an elected Healthcare Commissioner for the purpose of making all CA residents eligible health care benefits under the system, which would, on a single-payer basis, negotiate for or set fees for health care services provided through the system and pay claims for those services. Allows the Commissioner to determine city and county contributions to the program.	8/23/2010 Assembly Floor

SB 836/Oropeza*	This bill would require CDPH to provide breast cancer screening and diagnostic services through the Every Woman Counts program to individuals of any age exhibiting symptoms, with a physician's recommendation, and individuals 40 years of age or older, provided the individual otherwise meets the state's eligibility requirements.	5/27/2010 Senate Suspense File – Dead Bill
SB 880/Yee	This bill would require any person under the age of 18 to wear a properly fitted and fastened snow sport helmet while on skis or a snowboard. Now co-joined with AB 1652/Jones.	9/24/2010 Chaptered by Secretary of State – Chapter 278, Statutes of 2010 (Does not go into effect since it was co-joined with AB 1652, which was vetoed.)
SB 882/Corbett	This bill would make it unlawful to sell or otherwise furnish an electronic cigarette to a person under 18 years of age.	9/27/2010 Chaptered by Secretary of State – Chapter 312, Statutes of 2010
SB 888/Yee*	This bill would permit the sale of Asian rice-based noodles, as defined, that have been at room temperature for no more than 4 hours and would prohibit the sale of Asian rice based noodles unless they are labeled according to the requirements of this bill.  <b>Impact: Allows San Francisco retailers to continue to sell culturally appropriate Asian rice-based noodles in a manner that protects the public's health.</b>	9/29/2010 Chaptered by Secretary of State – Chapter 508, Statutes of 2010
SB 890/Alquist	This bill would require health insurance policies issued, amended or renewed on or after 1/1/11, to provide coverage for medically necessary basic health care services and would prohibit those policies from imposing annual or lifetime limits on basic health care services.	9/30/2010 Vetoed**
SB 900/Alquist	This bill would establish the California Health Insurance Exchange within HHSA, require the ex-change to implement specific functions imposed under federal HCR in a consumer-friendly manner, enter into contracts with health care service plans and health insurers seeking to offer coverage in the Exchange, and provide choice in each region of the state between 5 levels of coverage. Authorizes expenditures from the newly created California Health Insurance Exchange Fund.  <b>Impact: The Senate vehicle creating California's Health Insurance Exchange consistent with federal healthcare reform.</b>	9/30/2010 Chaptered by Secretary of State – Chapter 659, Statutes of 2010

SB 928/Simitian*	This bill would require a manufacturer or wholesaler of specified consumer products (air care products, automotive products, cleaning products, and polish or floor maintenance products) to provide a notice that lists all substances that are contained in that product by posting information on the manufacturer's or wholesaler's website. A manufacturer or wholesaler that does not maintain a website would be required to establish one	8/13/2010 Assembly Suspense File – Dead Bill
SB 966/Alquist	This bill would require DHCS to develop a definition of “medical home,” and would require the department to establish a timetable for Medi-Cal managed care plans to provide beneficiaries with a medical home.	5/27/2010 Senate Suspense File – Dead Bill
SB 998/Liu	This bill would require every county to establish a long-term care case management program for individuals who are Medi-Cal recipients or are applicants, or are eligible for both Medicare and Medi-Cal. Counties may contract with non-profit organizations for this purpose.	5/27/2010 Senate Suspense File – Dead Bill
SB 1029/Yee*	This bill would repeal existing law that established the Disease Prevention Demonstration Project that allowed a collaborative effort between LHDs and pharmacies to provide clean hypodermic needles without prescription if authorized by the county. Would, as a public health measure, allow a physician, pharmacist, or pharmacist tech, without a prescription or permit, to furnish hypodermic needles and syringes for personal use. Eliminates language requiring a county's authorization to allow pharmacists to furnish needles or syringes. Increases from 10 to 30 needles or syringes an individual may possess.	9/30/2010 Vetoed**
SB 1031/Corbett	The bill would create the Volunteer Insured Physicians Program, administered by the board, to provide specified medical malpractice insurance coverage to volunteer physicians providing uncompensated care to patients pursuant to a contract with a qualified health care entity.	6/29/2010 Assembly Business, Professions, & Consumer Protection – Dead Bill
SB 1051/Huff	This bill would authorize a school district to provide school employees with voluntary emergency medical training to provide, in the absence of a credentialed school nurse or other licensed nurse onsite at the school, emergency medical assistance to pupils with epilepsy suffering from seizures, in accordance with performance standards approved by the State Department of Public Health.	5/27/2010 Senate Suspense File – Held Under Submission
SB 1054/Walters	This bill would allow nonprofit organizations to sell or offer a used child passenger seat if 1) upon visual inspection, determines that the manufacturer's expiration date has not passed and 2) upon visual inspection, the seat is in safe, working condition.	4/19/2010 Senate Transportation & Housing – Dead Bill
SB 1063/Cox	This bill would require the board to structure copayments for prescription drugs and emergency health care services in a specified manner, to the extent consistent with federal law, and would specify that these copayments do not apply to subscribers in families with household incomes equal to or less than 150% of the federal poverty level.	5/27/2010 Senate Suspense File – Dead Bill

SB 1091/Hancock*	This bill would, subject to receipt of FFP, make individuals awaiting adjudication in county juvenile detention facilities eligible for Medi-Cal benefits if currently enrolled (or is determined eligible) and if the county agrees to pay the state's share of Medi-Cal expenditures and administrative costs through an IGT. Provides that these individuals would have their Medi-Cal benefits continued for the first 30 days of their stay in the county juvenile detention facility or until the date of their adjudication, whichever is less.	9/29/2010 Vetoed**
SB 1109/Cox	Subject to voter approval, this bill would eliminate First 5 allocations to its various accounts and directs those funds to the State General Fund for the Healthy Families Program and Medi-Cal. Abolishes both State and county First 5 commissions. Counties are directed to assume existing First 5 contracts and obligations. Takes existing unencumbered local First 5 funds and provides 50% to the county office of education and 50% to the county treasurer.	4/14/2010 Senate Health – Failed Passage – Reconsideration Granted
SB 1134/Wiggins	Intent bill to enact legislation to ensure the safety of child passengers on motorcycles or motorized bicycles on a highway.	2/25/2010 Senate Rules – Dead Bill
SB 1170/Florez	Spot bill on Medi-Cal managed care.	3/4/2010 Senate Rules – Dead Bill
SB 1210/Florez	This bill would impose a tax on every sweetened beverage distributor at a rate of \$0.01 per teaspoon of sugar placed in bottled sweetened beverages. Revenues collected would be deposited in the Childhood Obesity Fund.	5/13/2010 Senate Revenue & Taxation Suspense File
SB 1236/Alquist	This bill would establish a program that allows designated public hospitals, at their option, to not comply with the requirements for the State's Treatment Authorization Requests (TARs) for inpatient hospitalization as long as the designated public hospital provides the match for federal Medicaid reimbursement.	8/13/2010 Assembly Suspense File – Held Under Submission
SB 1255/Padilla	This bill would restrict the sale of electrolyte replacement beverages (sports drinks) in middle and high schools to specified times before and after school.	8/13/2010 Assembly Suspense File – Dead Bill
SB 1269/Oropeza	This bill would require the California Department of Food and Agriculture and the California Department of Public Health to make information available about certain state and federal statutory exemptions from liability for the donation of food to a nonprofit corporation and tax deductions for charitable contributions of food inventory.	9/29/2010 Vetoed**
SB 1282/Steinberg	This bill would state the intent of the Legislature to enact legislation to provide clarification on the duties imposed upon health care service plans and health insurers to inform consumers about the coverage provided for the diagnosis and treatment of autism and pervasive developmental disorders under the existing mental health parity law.	7/1/2010 Assembly Rules

SB 1378/Strickland	This bill would prohibit the expansion of Medi-Cal pursuant to any provision in the federal Patient Protection and Affordable Care Act unless the federal government fully funds the expansion.	4/21/2010 – Senate Health – Failed Passage – Dead Bill
SB 1399/Leno	This bill would provide that a prisoner who is determined medically incapacitated with a condition that renders the prisoner permanently unable to perform activities of basic daily living, and results in the prisoner requiring 24-hour care, and that incapacity did not exist at the time of sentencing, be granted medical parole, if the Board of Parole Hearings determines that the prisoner released would not pose a public safety threat. Requires that DCR enter into MOUs with DHCS and the Social Security Administration to facilitate prerelease agreements to help inmates claim benefits. Requires DHCS to reimburse counties quarterly for the nonfederal share of Medi-Cal costs incurred for individuals granted medical parole, and provide or reimburse for services associated with public guardianship of medical parolees. Requires DHCS to establish contracts with medical providers in cases where medical parolees are ineligible for Medi-Cal.	9/28/2010 Chapered by Secretary of State – Chapter 405, Statutes of 2010
SB 1413/Leno	This bill would require a school district to provide access to free, fresh drinking water during meal times in school food service areas by 1/1/11, with certain exceptions.	9/30/2010 Chapered by Secretary of State – Chapter 558, Statutes of 2010
SB 1431/Simitian*	Allows counties, through the County Health Initiative Matching Fund, to draw down FFP for children who due to enrollment policies enacted by MRMIB, or who are unable to enroll in HFP due to family income up to 400% FPL .	9/29/2010 Vetoed**
SCA 29/Strickland	This constitutional amendment would prohibit the effectiveness or enforcement of a state or federal program that has an individual mandate, has guaranteed issue for health insurers, an employer mandate, creates an entity created, operated or subsidized by the government to compete with health insurers, or creates a single-payer health care system unless the program is approved by the electorate via ballot measure.	5/5/2010 Senate Health – Failed Passage
SJR 15/Alquist	This resolution would encourage CMS to amend Clinical Laboratory Improvement Amendment regulations to allow non-doctoral, qualified people to serve as public health laboratory directors in California.	6/28/2010 Chapered by Secretary of State – Res. Chapter 46, Statutes of 2010

\*City and County of San Francisco has an official “support” position.

\*\*Governor’s Veto Messages for Individual Bills:

AB 223: It is a common complaint within the business community that "overregulation" is driving businesses out of California. Look no further than AB 223 for such an example. This bill, among other things, tells tattoo artists how to wash their hands (use running water, lather hands with soap for at least 15 seconds, dry using a single-use towel, and turn off the tap using the towel or elbow or foot-pedal); instructs tattoo artists to clean the procedure site

using a circular motion (the bill does not appear to authorize a back-and forth or up-and-down motion); tattoo artists are also told they to need to answer questions regarding the procedure site (assuming this is to answer a question from a client, but this detail has been left strangely vague in the bill); and, of course, tattoo facilities must have washable walls, be equipped with waste containers lined with plastic bags specifically manufactured for use in waste containers and large enough to fold over the top rim of the waste container by a minimum (!) of one inch, and have light sources of at least 150 foot candles of light at the procedure area. Of course, this bill also authorizes no less than 3 new fees to fund this new regulatory oversight.

I realize this issue may be important to few, but it is not appropriate to tell tattoo artists through the statute how to wash their hands and fold their trashbags one inch over the rim of a trashcan. If the sponsors wanted a bill that addressed the purported problem, a simple statutory authorization for the Department of Public Health to promulgate standardized regulations would have been acceptable.

AB564: I am returning Assembly Bill 564 without my signature. This bill is in reaction to a newspaper article on the excessive executive compensation for one Los Angeles-based substance abuse treatment center. Given all the recent attention at a local level regarding excessive compensation and abuse of public funds, I can understand why the author felt the need to further highlight abuse in the other programs receiving public funds. However, the bill fails to address the problem and inadvertently applies federal funding requirements to for-profit entities such as Kaiser Permanente and other health insurers. It also sets up a new county mandate that is unfunded. If the author wants to pursue legislation in the next year, I would suggest that technical errors such as this be addressed in order to effectively address the problem.

AB 1225: I support efforts to ensure that California is better prepared for public health emergencies. However, I have previously vetoed similar legislation based in large part on the fact that the after-action reports mandated by this bill are already required by both the State's Standardized Emergency Management System and the federal government as a condition of the receipt of federal funds. As a result, this measure simply duplicates existing statutes and regulations and would not increase public safety or improve preparedness and therefore is unnecessary.

AB 1570: This bill appears to try and solve a problem that doesn't exist. Therefore, it's an unnecessary waste of resources.

AB 1600: This is the fourth time that I have vetoed this measure. In addition to the concerns that I have consistently cited over the last three vetoes regarding the overall rising cost of healthcare and lack of affordability for employers and individuals struggling to keep their existing coverage, I am now able to add a new concern. The federal health reform provisions that take effect in 2014 will require states to pay the entire cost of mandates that go above and beyond the definition of "essential benefits." This bill certainly requires a higher level of service than contemplated on a federal level and as such, will mandate California to spend new General Fund dollars for these benefits.

I cannot agree to a significant expenditure of new funds when we are struggling to provide basic levels of coverage to our most needy and fragile populations.

AB 1640: This bill is unnecessary as the issues of concern to the sponsors have already been addressed in the proposed budget trailer bill.

AB 1652: This bill would make available to the general public a ski resort's annual safety plan and information on the fatal incidents at the resort that resulted from recreational activities. This bill would also require ski resorts to create their own signage policy regarding ski area boundaries, closed areas and other skier information.

Many California ski resorts are located on US Forest Service (USFS) land, and are already required to compile and file safety and accident reports with USFS as well as maintain some of this information in the resort management office. Ski resorts in California also already marks their ski area boundaries and trails with appropriate information. This bill may place an unnecessary burden on resorts, without assurance of a significant reduction in ski and snowboard-related injuries and fatalities.

AB 1745: Benjamin Franklin said it best when he wrote, "In this world nothing can be said to be certain, except death and taxes." This bill is one of five measures this year attempting to assess new fees onto our state's vital records system for birth, death and marriage certificates. While I can appreciate the Legislature's interest in funding particular policies and special programs, if this bill were enacted, it would increase the burial permit fee by 73% and less than half of that new fee would actually fund the state and local registrar functions. Implementing the others would raise millions of dollars in additional fees, none of which would actually fund the base programs. Counties are already allowed to allocate a sum for indigent burials from the existing fee and since the state has to live within its fiscal means, I would suggest that counties do so as well. If raising revenue for this purpose is a priority, then each county can place a measure on its local ballot and seek approval from their local voters.

AB 1858: I signed legislation in 2005 that reflected a careful balance between good public health policy and local decision-making authority. I remain comfortable with that original decision and do not believe it is appropriate to change this balance and instead give authority to the state Department of Public Health to overrule local decisions regarding syringe exchange programs.

AB 2093: Our state's public health system rests on the administration of vaccinations and I support efforts to ensure all children are appropriately vaccinated, which is why I am pleased to sign Assembly Bill 354. This bill, however, is an inappropriate effort to carve various elements out of negotiated provider contracts and set those reimbursement rates in statute. Existing law already requires health plans to fully cover certain preventive benefits, including immunizations. Reimbursing providers for their "administrative costs" at a Medicare rate completely undermines the purpose of capitation and provider contracts, especially if a provider's actual costs are below the Medicare fee.

AB 2248: This bill would create a reimbursable state mandate. Therefore, I cannot support additional cost pressure on the state's General Fund.

AB 2456: This bill is unnecessary because the Emergency Medical Services Authority currently has the ability to promulgate regulations to administer a statewide emergency response system. California's diverse geography and population demands a greater degree of flexibility that this bill cannot provide.

AB 2667: Existing law requires public or private hospitals, clinics, or birthing centers to provide information on the current law requiring child passenger restraint systems for children less than six years of age. This measure would specify that a hospital would also have to provide information to parents on how to contact someone to assist in the installation of a child restraint seat. While this additional requirement may not be burdensome on hospitals, it is simply unnecessary. Parents must take responsibility for the installation and use of child restraint systems.

AB 2720: While my Administration shares the same goals as the author when it comes to promoting healthy and affordable food access for low-income communities in California, the Healthy Food Financing Initiative has not yet been acted on by Congress. Unless and until those important federal funding details are known, this bill is both premature and unnecessary.

AB 2786: This bill is overly broad and unnecessary. The Department of Public Health, in a public health emergency, already has broad authority to request and receive laboratory data. I am also concerned that the Department, without such a public health emergency, could enact changes that affect both private and public laboratories without any regulatory oversight.

SB 4: This bill would impose a ban on smoking in parks and coastal beaches owned by the state of California. While I understand and appreciate the intent of the author with respect to addressing the issues of public health protection, fire hazard mitigation and marine debris avoidance, I am unable to sign this bill for several reasons.

First, I believe this bill is an improper intrusion of government into people's lives. I have supported laws in the past that tackle the problem of smoking indoors and smoking in cars with children. But, by mandating in state law that people may not smoke outdoors in certain areas, this bill crosses an important threshold between state power and command and local decision-making. There is something inherently uncomfortable about the idea of the state encroaching in such a broad manner on the people of California.

Current law already allows discretion by local governments and the Department of Parks and Recreation (Department) to ban smoking in parks and beaches under certain circumstances. The Department has exercised its authority throughout the state and has already banned smoking in several areas where fire hazards exist. Additionally, cities and counties throughout the state have appropriately exercised their authority and banned smoking in many parks under their jurisdiction. I think this is a discretionary decision that is best left with the Department and local government.

With respect to marine debris, I understand the challenge cigarette butts cause to our beaches and marine life. But, this bill applies the ban solely to those beaches and parks owned and operated by the state of California. When considering the contiguous nature of state-owned and locally-owned beaches, the purpose of the bill is undermined if the difference between legal activity and illegal activity is literally a line in the sand. As we have seen, marine debris and litter know no boundaries. I believe a more appropriate response is to increase the fines and penalties already in law for littering in our parks and on our beaches.

SB 56: This bill is unnecessary, as there is nothing in existing law that prohibits a county organized health plan, local initiative or other public entity from entering into a joint venture and seeking licensure with the Department of Managed Health Care. Furthermore, this bill does not solve the underlying problem for why these entities have been unsuccessful expanding their business in the past.

SB 220: I am returning Senate Bill 220 without my signature. This bill represents a costly health mandate that goes beyond current federal law and removes the ability to manage the ever-increasing costs of prescription drugs.

Instead, I am signing Assembly Bill 2345 to ensure that the new federal health reform legislation for preventive services is fairly and consistently enforced by the Department of Managed Health Care and Department of Insurance. Californians will immediately benefit, starting on September 23, 2010, from the preventive services now required to be covered by all plans, without cost-sharing requirements. Some of these important preventive services include tobacco cessation; cholesterol tests; counseling for weight loss, alcohol use and improved nutrition; vision testing; childhood and adult immunizations; cancer screening; well-baby and well-child visits; and diabetes management and treatment.

Assembly Bill 2345 ensures that consumers get the right preventive care without co-pays. Because Senate Bill 220 goes beyond federal requirements, it will expose California to potentially significant unreimbursed mandate costs in 2014 when the remaining provisions of federal reform take effect.

SB 733: While the model of service supported by this bill has proven effective at the San Francisco Trauma Recovery Center, the Restitution Fund is an inappropriate ongoing source of funding for this type of program. The Restitution Fund is the funding source of the Victim Compensation Program, which was designated to pay for certain out-of-pocket expenses to specific victims of crime.

The use of the Restitution Fund to support programs of this type presents a significant concern to its ongoing ability to support the compensation of crime victims for which it was established.

SB 890: While I appreciate the author's leadership and efforts to help transition California's healthcare delivery system in preparation for more significant changes in 2014, this bill creates unnecessary and duplicative costs by requiring health plans and health insurers to meet disclosure requirements in 2011 that will change again in 2014. The added costs for implementing the provisions of this bill outweigh the potential short-term benefits for the two regulatory entities, the affected health plans and consumers.

SB 1029: When I signed legislation my first year in office allowing for a pilot program to allow the sale of syringes through participating counties and registered pharmacies, I was seeking to balance the competing public health, law enforcement and local control issues that this issue requires. I believe this balance was achieved and SB 1029 would remove the ability of local officials to best determine policies in their jurisdiction. Some counties have not sought to implement this pilot program, citing competing priorities, lack of pharmacy interest and law enforcement opposition.

I respect these local decisions and while I appreciate the author's hard work and dedication to this issue, I cannot sign this bill.

SB 1091: This bill, while well-intentioned, is inconsistent with federal law and exposes the state to potentially significant costs. If the author wishes to craft workable legislation that allows for additional federal funds but also adheres to federal Medicaid law and regulations, the Department of Health Care Services would be willing to assist in that effort next year.

SB 1269: This bill would require the California Department of Public Health and California Department of Food and Agriculture to advertise on their respective Internet Websites existing liability protections and potential tax benefits associated with food donations. This bill is unnecessary since the information it wishes to promote is already available on the Internet and through the non-profit organizations that receive donated foods.

SB 1431: Given the state of the economy, the low participation rate in the current program and the new federal maintenance of effort requirements for the Healthy Families program, expanding eligibility for this local program is not necessary. In addition, the practical impacts of this bill will be short-lived, given that families with eligible children will have the opportunity to purchase subsidized insurance through the health insurance exchange in 2014.