

**CALIFORNIA DEPARTMENT OF PUBLIC HEALTH
LEGISLATIVE SUMMARY
2008**

Compiled by the
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LEGISLATIVE SUMMARY 2008

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AB 211	Jones	602	Office of OHII
AB 1684	Emmerson	433	Vital Records
AB 2079	Emmerson	73	Food
SB 541	Alquist	605	Health Facilities, Administrative Penalties and Patient Record Privacy

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ADMINISTRATION

AB 66 Dymally (Chapter 34)
INFANT BOTULISM TREATMENT AND PREVENTION

AB 66, an Administration-sponsored bill, appropriates \$1,472,000 to the California Department of Public Health (CDPH) in fiscal year 2007-08 from the Infant Botulism Treatment and Prevention Fund to pay for increased contract costs associated with the production of BabyBIG, Lot 4, used in the treatment of infant botulism. This bill contained an urgency clause and took effect June 23, 2008.

CENTER FOR CHRONIC DISEASE PREVENTION AND HEALTH PROMOTION

Chronic Disease and Injury Control

AB 97 Mendoza (Chapter 207)
FOOD FACILITIES: TRANS FAT

AB 97, sponsored by the author, bans trans fats in foods sold in restaurants as of July 1, 2010, except for oil or shortening used in the deep frying of yeast dough or cake batter which will be banned effective July 1, 2011.

AB 211 Jones – (Dropped by Author / Amended to new bill (see CHQ))
LOCAL HEALTH OFFICERS – COMMUNITY MAKEOVER GRANTS

AB 211, prior to amendments, authorized local health officers to provide assistance to cities and counties with regard to public health issues as they relate to local land use planning and transportation planning processes. This bill also created the Community Makeover Grant program requiring CDPH to award grants to local health departments in cities and counties that would be used to develop new programs and improving existing programs that promote active living and healthy eating.

AB 1154 Leno – (Held on Senate Appropriations Suspense File)
DIABETES

AB 1154 would have required the Department of Public Health, in consultation with an advisory committee on diabetes and obesity created by the bill, to develop and administer a diabetes risk reduction pilot program in select counties. The pilot program would have focused integrative care of diabetes through proactive prevention.

- AB 1472 Leno – (Held on Senate Appropriation Suspense File)
CALIFORNIA HEALTHY PLACES ACT
- AB 1472 would have established the California Healthy Places Act of 2008, which would require various state agencies and departments to collaboratively support childhood development, prevent injury, illness, and chronic disease, ensure environmental health, and reduce health disparities by providing knowledge, guidance, and resources for public health assessments of land use and transportation system planning.
- AB 2208 Price – (Held on Senate Appropriation Suspense File)
LUPUS: NEEDS ASSESSMENT
- AB 2208 would have required the Department of Public Health to conduct a needs assessment to identify lupus-related service needs. The bill would require CDPH to prepare a report on the outcome of the needs assessment, and make the report available by February 1, 2010.
- AB 2344 Beall (Vetoed)
CIGARETTE AND TOBACCO PRODUCT RETAILERS, HOLESALERS, AND DISTRIBUTORS: LICENSE FEES
- AB 2344, sponsored by the author, would have amended the California Cigarette and Tobacco Products Licensing Act of 2003 (Tobacco Licensing Act) to increase the fee tobacco retailers pay for a license from a \$100 one-time-only fee to \$185 annually. Additionally, it would have increased the reinstatement fee for a lapsed license from \$100 to \$185. All monies collected would have been deposited in the Cigarette and Tobacco Products Compliance Fund, which is administered by the Board of Equalization (BOE). AB 2344 would have become operative January 1, 2010.
- AB 2474 Galgiani – (Dropped by Author / Amended to new bill)
COORDINATING OFFICE OF OBESITY PREVENTION
- AB 2474, as introduced, required CDPH to establish a program to establish a systemic approach to tracking the health impacts of obesity and evaluating obesity prevention programs. The bill would also required CDPH to report to the Legislature on the department's progress in implementing the Obesity Prevention recommendations.
- AB 2518 Torrico (Chapter 330)
TAXPAYER CONTRIBUTIONS: CALIFORNIA CANCER RESEARCH FUND
- AB 2518, sponsored by the Northern California Cancer Registry, establishes a tax check-off for cancer research and prevention. Monies collected will be appropriated directly to the Regents of the University of California for grants to conduct research and prevention activities.

AB 2572 Parra – (Held on Senate Appropriations Suspense File)
FOOD FACILITIES – NUTRITIONAL INFORMATION

AB 2572, sponsored by the Ca. Restaurant Association, would have required restaurants to disclose prescribed nutrition information for each standard food item. Nutrition information included the total number of calories, fat, saturated fat, trans fat, carbohydrates and sodium. The bill requires the restaurant to disclose the information in writing on packaging, menu, point of sale, counter or table tent, tray liner, poster or brochure.

AB 2704 Leno (Vetoed)
PUPIL NUTRITION: AVAILABILITY OF TAP WATER

AB 2704, sponsored by the California Food Policy Advocates, would have prohibited school districts from entering into or renewing contracts that would restrict the availability of free tap water on the school campus. Additionally, this bill would have authorized schools to provide free tap water for students in the food service areas during the school day.

AB 2726 Leno (Chapter 466)
HEALTHY FOOD PURCHASE PILOT PROGRAM

AB 2726, sponsored by the California Food Policy Advocates, extends the sunset date for the Healthy Food Purchase Pilot Program until January 1, 2013, contingent upon the Department of Finance determining that sufficient funds are available for implementation from any non-General Fund source, excluding federal Specialty Crops funds.

SB 441 Torlakson and Kuehl (Chapter 597)
STATE PROPERTY: VENDING MACHINES

SB 441, sponsored by the authors, requires that at least 35 percent of the food and at least one-third of the beverages offered in vending machines on state property meet accepted nutritional guidelines as defined by the bill by January 1, 2011. Requires that a separate one-third of the beverages either meet the accepted nutritional guidelines or be flavored milk beverages containing less than 20 calories per 12 ounce serving or beverages that are composed of at least 50 percent fruit juice and that may contain non-caloric sweetener.

SB 564 Ridley-Thomas (Chapter 381)
PUBLIC SCHOOL HEALTH CENTER SUPPORT CENTER

SB 564, sponsored by the California School Health Centers Association, requires CDPH to establish a grant program to provide funding for K-12 schools to expand existing and develop new school health centers to the extent funding is appropriated. SB 564 also authorizes school health centers to conduct routine physical, mental, and oral health assessments and provide referrals for any services not offered on-site.

SB 825 Padilla – (Held on Assembly Appropriations Suspense File)
SHAKEN BABY SYNDROME

SB 825 established the Shaken Baby Syndrome Education Pilot Program for up to 10 counties who volunteer to provide education on shaken baby syndrome. The bill required the Department of Social Services (DSS), in consultation with the Department of Public Health (CDPH), to establish the pilot no later than July 1, 2009.

SB 1364 Cedillo – (Held on Assembly Appropriations Suspense File)
AUTISM SPECTRUM DISORDERS: ADVISORY COUNCIL

SB 1364 required the Department of Public Health to establish the Autism Spectrum Disorders (ASD) Advisory Council and a related pilot project in three or more counties to create and populate a voluntary centralized registry of individuals with ASD.

SB 1394 Lowenthal (Vetoed)
LAPSES OF CONSCIOUSNESS: REPORTS TO THE DEPARTMENT OF MOTOR VEHICLES (DMV)

SB 1394, sponsored by Epilepsy California, would have made it voluntary for a physician to report to the DMV a patient who has suffered a lapse of consciousness (LOC) if the physician believes that the patient's condition will likely be controlled and stabilized within 30 days and that the patient driving during those 30 days does not pose an undue risk to public safety. This bill would have repealed current law that contains the existing reporting requirements and would have added revised reporting requirements to the Vehicle Code effective January 1, 2010.

SB 1420 Padilla (Chapter 600)
FOOD FACILITIES: NUTRITIONAL INFORMATION

SB 1420, sponsored by the author, requires each food facility that shares the same trade name with at least 19 other food facilities in the state to make nutritional information available to its customers by July 1, 2009. By January 1, 2011, if these food facilities provide a menu, use an indoor menu board, or use a display tag as an alternative to a menu or menu board, SB 1420 requires them to clearly and conspicuously disclose calorie content information next to every standard menu item. If these food facilities have a drive-through area, they must disclose the nutritional information for each standard menu item in a clear and conspicuous manner on a brochure that is available upon request, and conspicuously display a notice at the point of sale that nutritional information is available upon request. SB 1420 exempts certain food facilities from its requirements, including grocery stores and school cafeterias, and exempts alcohol from the labeling requirements.

SB 1502 Steinberg (Chapter 354)
AMOTROPHIC LATERAL SCLEROSIS

SB 1502, sponsored by the California ALS Advisory Committee, establishes a tax check-off for Amyotrophic Lateral Sclerosis/Lou Gehrig's disease. Monies collected will be appropriated to CDPH for allocation to the Amyotrophic Lateral Sclerosis (ALS) Association to provide research grants.

SB 1598 Padilla – (Dropped by the Author)
TENANCIES: PROHIBITION OF SMOKING

SB 1598 would have authorized a landlord of a residential dwelling Unit to prohibit the smoking of a cigarette or other tobacco products, as described, on the property or in any building located on the property for any rental agreement entered into after January 1, 2009.

SB 1712 Migden – (Failed in Assembly Health Committee)
ADULTERATED COSMETICS

SB 1712 would have included lipstick that contains lead or lead compounds as an adulterated cosmetic for under the Sherman Food, Drug and cosmetic Act. The bill required the manufacturer of any lipstick to report to CDPH that the lipstick was tested and found to contain no more than an unavoidable trace of lead.

SB 1713 Migden – (Failed on Assembly Floor)
CHILDREN'S PRODUCTS: BISPHENOL A

The bill enacted the Toxin-Free Toddlers and Babies Act, which would apply the "least toxic alternative" state requirements to certain child care articles that contain bisphenol A. The act would prohibit the manufacture, sale, or distribution of any bottle, cup, or other container that contains bisphenol A at a level above 0.1 parts per billion (ppb).

Environmental and Occupational Disease Control

AB 2763 Laird (Chapter 573)
INVASIVE PESTS: ADVANCE PLANNING DETECTION AND ERADICATION PLANS

AB 2763, sponsored by the author, requires the California Department of Food and Agriculture to develop and maintain a list of invasive insects, plants, animals, and diseases that are likely to enter California and cause economic or environmental harm. The California Department of Food and Agriculture will develop a detailed plan with options for managing or eradicating the invasive. CDPH and other agencies will contribute their relevant expertise to the toxicological and health assessment of the application of pesticides, including impacts to drinking water.

AB 2901 Brownley (Chapter 575)
TOXICS: ENFORCEMENT: LEAD JEWELRY: PACKAGING

AB 2901, sponsored by the Department of Toxic Substances Control (DTSC), authorizes DTSC to enforce compliance with prohibitions on lead in jewelry and prohibitions on packaging containing regulated metals.

SB 775 Ridley-Thomas (Vetoed)
CHILDHOOD LEAD POISONING

SB 775, sponsored by the National Health Law Program, would have required: 1) CDPH to report annually to the Legislature on the status of the state's lead poisoning prevention programs, including an evaluation of the effectiveness of the state's lead screening activities; 2) CDPH to make available on its website the most current information about the sources of lead, lead-safe work practices, and the impact of lead poisoning on a child's health; 3) a licensed health care provider to either make information on lead poisoning prevention available to their pregnant patients or inform them about the information on CDPH's website; 4) a licensed health care provider when providing services to a child who receives services for low-income children to conduct or provide a referral for a blood lead test at both 12 and 24 months of age, or if no previous blood lead test has been performed, have one performed at the earliest opportunity up to 72 months of age; and 4) assessment for lead exposure and blood lead testing information to be included on immunization records. SB 775 would have also specified that these activities be supported by the Childhood Lead Poisoning Prevention (CLPP) Fund.

Drinking Water and Environmental Management

AB 501 Swanson (Vetoed)
PHARMACEUTICAL DEVICES

AB 501, sponsored by the author, would have required, upon request from a consumer, a pharmaceutical manufacturer whose product is administered for home use through a prefilled syringe, prefilled pen, or other prefilled injection device, to facilitate consumer access to sharps containers for safe disposal of sharps waste through specified options. The manufacturer must also have provided information on safe disposal alternatives and options, and notice to the consumer.

AB 1127 Carter (Held on Senate Appropriations Suspense File)
PERCHLORATE DRINKING WATER STANDARDS: CITIES OF COLTON, FONTANA AND RIALTO

AB 1127, sponsored by the Santa Ana Watershed Project Authority, would have authorized CDPH to contract with the Santa Ana Watershed Project Authority in order to assess and treat drinking water for perchlorate contamination in and around the cities of Colton, Fontana, and Rialto.

AB 1183 Hancock (Dropped by the Author / Amended to new bill)
HAZARDOUS MATERIALS: CORTESE LIST

AB 1183, sponsored by the Department of Toxic Substances Control, among other provisions, would have required CDPH to make available on its public Internet Website a list of contaminated public drinking water wells. This information has been considered confidential and therefore exempt from PRA since September 11, 2001.

AB 2046 Jones (Vetoed)
WATER SUPPLY ASSESSMENTS: GROUNDWATER

AB 2046, sponsored by the author, would have required that when Urban Water Management Plans (UWMPs) have identified contaminated groundwater sources for which water management options must be developed or expanded in order for the groundwater to be available as part of a drinking water supply, the UWMP must include a plan to treat, remediate, or manage such sources. The bill would have authorized the inclusion of groundwater sources that do not currently meet applicable drinking water standards in a UWMP if the water supplier has a plan to treat, remediate, or manage such sources. The water supply assessment must be prepared by the city or county, or by the water system that will serve a proposed development project. AB 2046 would have required these assessments, which are currently required prior to approval of proposed development projects exceeding 500 residential units, to identify the status of the plan for treatment, remediation, or other water management options for contaminated groundwater sources included in UWMPs.

AB 2222 Caballero (Chapter 670)
GROUNDWATER: QUALITY: MONITORING

AB 2222, sponsored by the author, requires the State Water Resources Control Board (state board), in consultation with CDPH, other specified state entities, and other state agencies, if appropriate, to submit a Legislative report that: 1) identifies communities relying on contaminated groundwater as a primary drinking water source; 2) identifies the principal contaminants affecting that groundwater; and 3) identifies potential solutions and funding sources to cleanup or treat groundwater or to provide alternative water supplies. The state board must provide an opportunity for public comment on the report prior to its submittal to the Legislature.

AB 2270 Laird (Vetoed)
URBAN WATER MANAGEMENT PLANS

AB 2270, sponsored by the author, would have changed the statewide water recycling "goals" to water recycling "targets", requiring the Department of Water Resources (DWR) to update the targets every five years, and include the revised targets in the California Water Plan. The bill would also have required that Urban Water Management Plans (UWMPs) include information on recycled water use and potential. The bill would also have required permittees with master recycling permits to annually report recycled water use information to the State Water Resources Control Board (State Board). In addition, the bill would have authorized any local agency that maintains a community sewer system to take action to control salinity inputs, including from water softeners, if the appropriate Regional Board makes a finding that control of residential salinity input will contribute to achievement of water quality objectives.

AB 2437 Ruskin (Chapter 99)
REGIONAL WATER SYSTEMS

AB 2437, sponsored by the Bay Area Water Supply and Conservation Agency, extends the repeal date of the Wholesale Regional Water System Security and Reliability Act from 2010 to 2015, which requires the the City and County of San Francisco to adopt and implement a capital improvement program, and to submit annual progress reports to the Legislature, the California Seismic Safety Commission and now DPH, among other requirements. AB 2437 also makes certain technical changes, including updating the name of CDHS to CDPH.

AB 3076 Assembly Environmental Safety and Toxic Materials Committee (Dropped by Author / Amended to new bill)
PUBLIC WATER SYSTEMS: PUBLIC NOTIFICATION

AB 3076 would have required public water systems to post on websites, all currently required notices of failure to comply with a primary drinking water standard that represents an imminent danger, notices to avoid consumption of the water supply due to a chemical contamination that may pose a health risk; notices of confirmation of detected contaminants, and the annual consumer confidence reports.

SB 107 Alquist (Chapter 335)
WAVE POOLS

SB 107 enacts the Wave Pool Safety Act, which places requirements on wave pool operators that relate to the availability and use of life vests, audible signals to warn of impending waves, sufficient numbers of life guards, and signage.

- SB 732 Steinberg (Chapter 729)
STRATEGIC GROWTH COUNCIL
- SB 732 provides statutory direction and requirements related to the implementation of the Safe Drinking Water, Water Quality and Supply, Food Control, River and Coastal Protection Bond Act of 2006 (Proposition 84). SB 732 requires the various departments implementing Proposition 84, including CDPH, to develop and adopt guidelines and regulations, consult with other entities, conduct studies, and follow certain procedures for establishing a project, or grant or loan program implementing the initiative. The bill also establishes a Strategic Growth Council, consisting of specified members, including the Secretary of Health and Human Services, to encourage sustainable land use planning and to coordinate programs of state agencies to meet the goals of the California Global Warming Solutions Act of 2006; the Council must submit an annual Legislative report to include specified information about loan and grant management.
- SB 1230 Maldonado (Vetoed)
DETERGENTS: PHOSPHORUS
- SB 1230, sponsored by the author, would have prohibited, as of July 1, 2010, the use, sale, manufacture, or distribution of any cleaning agency that contains more than 0.5 percent phosphorus by weight, except under certain conditions.
- SB 1334 Calderon (Chapter 580)
DRINKING WATER: PIPES AND FITTINGS: LEAD CONTENT
- SB 1334, sponsored by the Plumbing Manufacturers Institute, requires plumbing materials used in association with water for human consumption to be certified for compliance with lead content requirements by an independent accredited third-party organization; the certification must not interfere with procedures specified by the Department of Toxic Substances Control (DTSC) pursuant to SB 1395.
- SB 1395 Corbett (Chapter 581)
LEAD PLUMBING: MONITORING AND COMPLIANCE TESTING
- SB 1395, sponsored by the East Bay Municipal Utility District (MUD), requires the Department of Toxic Substances Control (DTSC) to establish lead plumbing testing and monitoring for compliance with specified lead plumbing standards as a part of its ongoing program to reduce toxic substances from the environment. DTSC must use necessary test methods, protocols, and sample preparation procedures for determining compliance, to annually post the results on its Web site, and to transmit the results in an annual report to CDPH.

SBX2 1 Perata (Chapter 1)
WATER QUALITY, FLOOD CONTROL, WATER STORAGE, AND WILDLIFE PRESERVATION

SBX2 1, sponsored by the author, amends the integrated regional water management program statute and appropriates \$820,973,000 in funding from currently authorized Proposition 84 bonds for various water-related purposes.

Food, Drug, and Radiation Safety

AB 354 Hernandez (Vetoed)
CREMATION: PACEMAKERS

AB 354, sponsored by the California Funeral Directors Association, would have allowed pacemakers to be removed from human remains and returned to the manufacturer by the funeral director or crematory manager for disposal or other disposition.

AB 1773 Hayashi (Dropped by the Author)
RETAIL FOOD CODE: LONG TERM CARE FACILITIES

AB 1773, sponsored by the California Association of Health Facilities, would have required CDPH to review, and, by January 1, 2010, to make a determination as to the equivalency of facility licensing surveys conducted by the Licensing and Certification program and regulatory requirements of the California Retail Food code to ensure the adequacy of food safety and dietary services while avoiding duplication in regulatory oversight.

AB 1860 Huffman (Chapter 569)
UNSAFE PRODUCTS: RECALL OR WARNING

AB 1860, sponsored by the Consumers Union, creates the Product Recall Safety and Protection Act within the California Health and Safety (H&S) Code, which prohibits the commercial production and trafficking of known unsafe products. The bill requires all affected commercial entities to remove unsafe products from commerce; it provides no regulatory oversight.

AB 1879 Feuer (Chapter 559)
HAZARDOUS MATERIALS: TOXIC SUBSTANCES

AB 1879, sponsored by the Department of Toxic Substances Control (DTSC), directs DTSC to adopt regulations affecting chemicals contained in many types of consumer products, including establishing processes for 1) identifying and prioritizing chemicals of concern in products; 2) evaluating these chemicals, potential alternatives, and their impact on public health and the environment; and 3) determining how to limit exposure or reduce the hazard posed by those chemicals with a significant adverse impact on public health or the environment. Regulations are to be adopted in consultation with appropriate state agencies, which would include CDPH. CDPH would also be required to contribute to multimedia life cycle evaluations prepared by DTSC, as needed.

AB 2079 Emmerson (Chapter 73)
FOOD LABELING: ALLERGENS

AB 2079, an Administration-sponsored bill, establishes an additional food misbranding provision to align state law with the federal Food Allergen Labeling and Consumer Protection Act of 2004. Also repeals the olive oil licensing requirements set forth in the H&S Code for olive oil manufacturers, packers, or distributors. Enforcement of the food misbranding provision will occur within CDPH's existing food safety inspections and investigations.

AB 2168 Jones (Chapter 447)
FARM STANDS: DIRECT MARKETING: RETAIL FOOD

AB 2168, sponsored by the author, amends the California Food and Agriculture Code (FAC) and the H&S Code to allow farm stands, as defined, to sell certain prepackaged, processed food products containing locally grown agricultural ingredients, bottled water, containers of soft drinks, and other prepackaged convenience food products. Farm stands must meet minimal structural standards, and will be subject to permitting and inspection by local enforcement agencies. No direct impact to CDPH programs or operations.

AB 2106 Hayashi (Vetoed)
COSMETIC SAFETY

AB 2106, sponsored by the Personal Care Provider Council, would, beginning January 1, 2009, have banned the manufacture, sale, or distribution of any cosmetic that contains 4-methoxy-m-phenylenediamine, 4-methoxy-m-phenylenediamine hydrochloride, 4-methoxy-m-phenylenediamine sulfate, chloroacetamide, ethoxyethanol, ethoxyethanol acetate, HC blue no. 1, p-hydroxyanisole, or pyrocatechol (when used as an ingredient in leave-on cosmetics).

AB 2168 Jones (Chapter 447)
FARM STANDS: DIRECT MARKETING: RETAIL FOOD

AB 2168, sponsored by the California Farm Bureau, amends the California Food and Agriculture Code (FAC) and the H&S Code to allow farm stands, as defined, to sell certain prepackaged, processed food products containing locally grown agricultural ingredients, bottled water, containers of soft drinks, and other prepackaged convenience food products. Farm stands must meet minimal structural standards, and will be subject to permitting and inspection by local enforcement agencies. No direct impact to CDPH programs or operations.

AB 2275 Fuentes (Vetoed)
VENDED WATER

AB 2275, sponsored by the author, would have required applicants for a water-bottling plant and a private water source operator license to provide CDPH the total volume of water bottled or sold; the type of source water (such as a spring or artesian well); and county in which the source of their water is located. The bill would also have required CDPH to annually compile the information received and make it available to the public.

AB 2374 Spitzer (Chapter 238)
RADIOLOGIC AND NUCLEAR MEDICINE TECHNOLOGY: SCANS

AB 2374, sponsored by the Society of Nuclear Medicine–Pacific Southwest Technologist Chapter, authorizes currently certified technologists in nuclear medicine (CTNMs) under the direct supervision of a certified radiologic technologist (CRT), to perform specified scans on a dual mode machine, on which both a nuclear medicine (NM) procedure and a CT scan can be performed. CRTs may also perform these scans, provided that they are under the direct supervision of a currently certified CTNM. Supervised CTNMs and CRTs must be registered with CDPH to participate in on-the-job training. CDPH may also grant a one-time, six-month extension of the registration period.

AB 2479 Hancock (Vetoed)
BOTTLED WATER: LABELING REQUIREMENTS

AB 2479, sponsored by the author, was an urgency measure that would have made a technical change in required wording on bottled water labels. Bottlers would have been allowed to use the words “water quality” and “information” in any order when referring to methods of obtaining a bottled water report instead of being bound to the current phrase of “water quality and information.” In addition, AB 2479 would have repealed Health and Safety Code (HSC) 111170 as amended by AB 2723 (Chapter 533, Statutes of 2000), effective January 1, 2009.

AB 2540 Mendoza (Vetoed)
MOBILE FOOD FACILITIES

AB 2540, sponsored by the California Retail Food Safety Coalition, was an urgency measure that would have amended the California Retail Food Code (CRFC) to create a new category of mobile food facility (MFF) called “single operating site (SOS) MFF.” The bill would also have amended the CRFC to revise and clarify satellite food service and MFF operational and structural requirements relative to handwashing and utensil washing, sink plumbing, protection from sources of environmental contamination, and safe food handling practices.

AB 2588 Calderon (Chapter 139)
COMMERCIAL VEHICLE VENDING: RESTRICTIONS

AB 2588, sponsored by the author, amends the California H&S Code and the California Vehicle Code (VC) to authorize local governing bodies to adopt additional public safety requirements regulating the type, time, place, and manner of food sales from retail mobile food facilities (MFFs) operating on public streets.

AB 2824 Berryhill (Chapter 695)
FOOD LABELING: OLIVE OIL

AB 2824, sponsored by the California Olive Oil Council, establishes eight olive oil grades and the quality requirements for each grade, by making additional changes to the H&S Code. This bill modifies SB 634.

SB 201 Florez (Vetoed)
DAIRY FARMS: RAW MILK: TESTING: STANDARDS

SB 201, sponsored by the author, was an urgency bill that would have provided an alternative standard for raw milk dairy farms opting to participate. Dairy farms that complied with the bill's provisions would not have been required to comply with current statute that establishes standard coliform levels. The bill would have required participating dairy farms to develop and maintain a Hazard Analysis Critical Control Point (HACCP) plan for "each critical process" in the production of raw milk on the farm, and would have required the plan to be approved by the California Department of Food and Agriculture (CDFA) and CDPH. Those dairy farms would have been required to have their raw milk tested twice per week for numbers of bacteria, numbers of coliform bacteria, and presence of the disease-causing bacteria *E. coli* O157:H7. Only the results of the test for *E. coli* O157:H7 could have been used for enforcement.

SB 509 Simitian (Chapter 560)
HAZARDOUS MATERIALS: TOXIC SUBSTANCES

SB 509, sponsored by the Department of Toxic Substances Control (DTSC), requires DTSC to establish a Toxics Information Clearinghouse for the collection, maintenance, and distribution of hazardous toxicological and environmental chemical data. Requires OEHHA, in consultation with DTSC and all appropriate state agencies, to evaluate all Clearinghouse data on or before January 1, 2011. CDPH, as one of the appropriate state agencies with mandates and expertise in such areas as worker health, cosmetics safety, and consumer product safety, will provide input to OEHHA.

- SB 634 Wiggins (Chapter 694)
FOOD LABELING: OLIVE OIL
- SB 634, sponsored by the California Olive Oil Council, repeals the licensure provisions related to the packaging, distributing, or manufacture of olive oil; 2) modifies the definition of olive oil and defines flavored oil; 3) establishes olive oil grades and the quality requirements for each grade; and 4) allows the addition of alpha-tocopherol to olive oil. This bill was modified by AB 2824.
- SB 1313 Corbett (Vetoed)
PRODUCT SAFETY: PERFLUORINATED COMPOUNDS
- SB 1313, sponsored by the Environmental Working Group, would have, beginning January 1, 2010, prohibited the manufacture, sale, and distribution of any food contact substance that contains more than ten parts per billion (ppb) of perfluorinated compounds (PFCs), including perfluorooctanoic acid (PFOA). The bill would have prohibited replacement with certain alternatives that are toxic, carcinogenic, or contain reproductive toxicants.
- SB 1359 Runner (Vetoed)
RETAIL FOOD FACILITIES
- SB 1359, sponsored by the California Retail Food Safety Coalition, would have made technical amendments to the California Retail Food Code (CRFC). These amendments would have, among other provisions: corrected grammatical and punctuation errors; eliminated inadvertent omissions and duplications; relocated some code requirements to more logical locations; clarified the intent of the CRFC provisions; and modified some code requirements to be consistent with the U.S. Food and Drug Administration (FDA) Model Food Code.
- SB 1443 Oropeza (Failed passage on Assembly Floor)
FOOD FACILITIES: DONATED FOOD
- SB 1443, sponsored by the author, would have required every written catering contract entered into by a retail food facility, to include language that provided the purchaser of the food with the option of authorizing the donation of any leftover food to a nonprofit food bank or a nonprofit charitable organization, or to provide all leftover food to the purchaser.
- SB 1597 Cox (Dropped by the Author)
MEDICAL DEVICES
- SB 1597, sponsored by the California Association of Medical Product Suppliers, specified that home medical device retail facilities licensed by CDPH would not have been required to store prescription products in a separate, caged area within a warehouse in order to remain licensed.

CENTER FOR FAMILY HEALTH

Genetic Disease

AB 2599 De Leon (Chapter 680)
BIRTH DEFECTS MONITORING PROGRAM

AB 2599, sponsored by the author, requires CDPH to set guidelines for collecting fees from researchers for the use of blood samples from the California Birth Defects Monitoring Program (CBDMP) and to adopt regulations for releasing blood samples for research. Makes conforming and clarifying changes related to the use of blood samples for research.

Maternal, Child & Adolescent Health

AB 16 Evans (Vetoed)
HUMAN PAPILLOMAVIRUS VACCINATION

AB 16 would have required every individual or group health care service plan contract that is issued, amended, or renewed on or after January 1, 2009 and that includes coverage for treatment or surgery of cervical cancer, to provide coverage for human papillomavirus (HPV) vaccination, in accordance with the recommendations of the Advisory Committee on Immunization Practices (ACIP), upon referral from a licensed health care provider.

AB 1829 Ma (Vetoed)
NURSE-FAMILY PARTNERSHIP PROGRAM

AB 1829, sponsored by Nurse-Family Partnership, as an urgency measure, would have extended the sunset date of the California Families and Children Account from January 1, 2009, to January 1, 2011. The account awards grants to fund the Nurse-Family Partnership program.

SB 1565 Kuehl (Vetoed)
CALIFORNIA STEM CELL RESEARCH AND CURES ACT

As part of the California Stem Cell Research and Cures Act (Proposition 71), the Independent Citizen's Oversight Committee (ICOC) is required to establish standards that all grants and loan awards be subject to intellectual property (IP) agreements. This bill would have: (1) required that the IP standards include a requirement that every grantee and licensee of grantees include a plan that would afford uninsured Californians access to any drugs that result from research funded by the California Institute for Regenerative Medicine (CIRM); (2) required CIRM grantees and licensees to provide drugs at the price of one of the three benchmark prices in the California Discount Prescription Drug Program (CalRx), unless certain criteria apply; (3) requested the Milton Marks "Little

Hoover” Commission on California State Government Organization and Economy to conduct a study of the governance structure of the ICOC and recommend changes that would increase public accountability and minimize conflicts of interest; (4) replaced the requirement for two-thirds of a quorum approval with a simple majority approval of the members of the Scientific and Medical Research Funding Working Group when recommending to the ICOC that a particular research proposal is a vital research opportunity that should be funded, even though CIRM funding might be duplicative of existing funding.

CENTER FOR HEALTHCARE QUALITY

Laboratory Field Services

AB 1060 Laird (Chapter 427)
TISSUE BANKS: LICENSURE

AB 1060 sponsored by the California Dental Association, amends current law that requires any facility that procures, processes, stores and/or distributes human tissue for transplantation to be licensed by CDPH as a tissue bank. AB 1060 exempts the storage of freeze dried bone and dermis by any licensed dentist practicing in a lawful practice setting from the provisions of the tissue bank law.

Licensing and Certification

AB 13 Brownley (Vetoed)
HOSPITALS: STAFFING

AB 13, sponsored by the Service Employees International Union, would have required hospitals to develop, adopt and annually review staffing plans and procedures for non-nurse professional and technical personnel commencing January 1, 2010. This bill would have also required CDPH to enforce the provisions by verifying a hospital’s compliance during state or federal surveys and making an automatic determination that there is potential for harm to patients if CDPH staff find that the hospital is not in compliance with the requirements.

AB 211 Jones (Chapter 602)
OFFICE OF OHII

AB 211, an Administration-sponsored bill, establishes within the California Health and Human Services (CHHS) Agency, the Office of Health Information Integrity (OHII) to assess and impose administrative fines on individuals for a violation of medical privacy. This bill authorizes the Director of OHII to refer any health facility or health care professional licensee to CDPH, or other relevant licensing authority, for further investigation and enforcement of patient privacy violations. This bill also gives CDPH the authority to refer potential violations of this bill, found in the breach investigation of a health facility, to OHII for enforcement.

AB 214 Fuentes (Vetoed)
PHYSICIAN HEALTH PROGRAM

AB 214, sponsored by the California Medical Association, would have enacted the Public Protection and Physician Health Program Act of 2008, which would have permitted physicians to obtain treatment and monitoring of alcohol or substance abuse or mental disorder recovery so that they may continue to treat patients during treatment or voluntarily agree to cease practice. This bill would have provided that the program be funded from additional licensing fees of physicians collected by the Medical Board of California. To do this, this bill would have established, within CDPH, the Public Protection and Physician Health Committee. The Committee would have been required to recommend to CDPH, a qualified physician health program (PHP). CDPH would have had sole discretion to contract with the PHP, based on the recommendation of the committee.

AB 572 Berg (Chapter 648)
ADULT DAY HEALTH CARE SERVICES

AB 572, sponsored by the California Association for Adult Day Services, makes specific changes to Adult Day Health Care (ADHC) definitions, specifying educational requirements for designated staff, hours of service, and staff absences. This bill also provides that transportation services of ADHC participants may exceed one hour, and specifies that an ADHC center is not required to provide a meal to a participant who declines it, or in the event that medical contraindications exist.

AB 1574 Plescia (Vetoed)
SURGICAL CLINICS: LICENSURE

AB 1574, sponsored by the California Ambulatory Surgery Association, would have authorized a surgical clinic that is exempt from licensure by CDPH, accredited by an approved accreditation agency, or certified as an ambulatory surgical center to participate in the Medicare program, to purchase drugs at wholesale price, after obtaining a license from the Board of Pharmacy (BOP), and would have required the BOP to inspect those facilities.

AB 2010 DeSaulnier (Chapter 90)
AFFILIATE CLINICS: PROVISIONAL LICENSES DEMOGRAPHIC DATA

AB 2010, sponsored by the California Family Health Council and Planned Parenthood Affiliates of California; explicitly exempts affiliate clinics from provisional licensing requirements.

AB 2128 Emmerson (Chapter 225)
HEALTH FACILITIES: DIETITIANS

AB 2128, sponsored by the California Association of Health Facilities and the California Hospital Association, codifies existing regulatory requirements that licensed health facilities with a registered dietitian who works less than full-time must also employ a full-time dietetic services supervisor and codifies existing regulatory educational requirements for the dietetic services supervisor. This bill authorizes additional training pathways to be considered for purposes of determining the qualifications for a dietetic services supervisor and allows CDPH to grant flexibility requests to modify the educational requirements for individuals with specified experience and training.

AB 2146 Feuer (Held on Senate Appropriations Suspense File)
HEALTH CARE PROVIDERS: BILLING

AB 2146, sponsored by the author, would have prohibited a health facility or health care provider from billing a patient or a patient's insurer for an adverse event (AE) that occurred while the patient was in the care of the provider, or from billing a patient for the care provided by the health care provider to correct the AE.

AB 2216 Gaines (Chapter 232)
DIESEL GENERATORS: HEALTH FACILITIES

AB 2216, sponsored by the California Hospital Association, eliminates the requirement that a health facility start a backup diesel generator at least once per week in any week the generator is not otherwise tested. This bill also extends the sunset date of the standards and reporting requirements health facilities must meet related to testing of backup generators by two years, until January 1, 2011.

AB 2244 Price (Vetoed)
UNIVERSITY OF CALIFORNIA (UC) HOSPITALS: STAFFING

AB 2244, sponsored by the American Federation of State, County and Municipal Employees, would have required CDPH to develop procedures for the collection and review of written staffing plans for UC hospitals. This statute would have become effective January 1, 2010, inoperative on July 1, 2013, and would have been repealed on January 1, 2014.

AB 2400 Price (Chapter 459)
HOSPITALS: CLOSURE

AB 2400, sponsored by the author, requires a general acute care hospital (GACH) or acute psychiatric hospital (APH) to provide notice to the public, CDPH, and the county board of supervisors at least 30 days prior to closing a hospital, or eliminating or relocating supplemental services.

- AB 2565 Eng (Chapter 465)
HOSPITALS: BRAIN DEATH
- AB 2565, sponsored by the author, requires hospitals to adopt a policy that provides the family or next of kin of a patient who is on cardiopulmonary support and dies, a reasonably brief period of accommodation to arrange to gather at the patient's bedside and requires hospitals to provide the family or next of kin with a written statement of the policy. This bill requires hospitals to make reasonable efforts to accommodate the practices and concerns of the patient and patient's family while considering the needs of the other patients and prospective patients in urgent need of care. This bill also eliminates the private right of action to sue pursuant to this bill's provisions.
- AB 2702 Nunez (Chapter 288)
MADDY EMERGENCY MEDICAL SERVICES FUND: HOPITAL AND PHYSICIAN AND SURGEON REIMBURSEMENT: LOS ANGELES COUNTY
- AB 2702, sponsored by the author, allows a hospital that has an approved standby emergency service on its license to "certify" that it meets the requirements of "basic emergency services" (a higher level of services) for the purpose of receiving reimbursements from the Maddy Emergency Medical Services (EMS) Fund. This bill requires CDPH to confirm that the facility does in fact, maintain the specified standards required of a basic emergency department, as claimed by the facility through self certification.
- AB 2747 Berg (Chapter 683)
END-OF-LIFE CARE
- AB 2747, sponsored by Compassion and Choices, provides that when a health care provider makes a diagnosis that a patient has a terminal illness the health care provider shall provide the patient with the opportunity to receive information and counseling regarding specified end-of-life options and provide for the referral or transfer of a patient if the patient's physician does not wish to comply with the patient's choice of end-of-life care options.
- AB 2942 Ma (Held on Senate Appropriations Suspense File)
HOSPITALS: COMMUNITY BENEFITS
- AB 2942, sponsored by the author, would have required all hospitals, as a condition of licensure, and certain non-profit clinics exempt from licensure, to conduct community needs assessments and develop community benefit plans, and provide and report on community benefits. The Office of Statewide Health Planning and Development (OSHPD) would have been required to develop a standardized format for community benefit plan reporting, in addition to defining a methodology for calculating the economic value of community benefits. Upon receipt of the reports, OSHPD would have been required to make them available to the public; the hospitals and specified non-profit clinics would also have been required to make their plan available to the public on their internet site or in writing, upon request.

AB 2967 Lieber (Held on the Senate Inactive File)
HEALTH CARE COST AND QUALITY TRANSPARENCY

AB 2967, sponsored by the Service Employees International Union, would have created the California Health Care and Quality Transparency Committee. This Committee would have recommended and monitored the implementation of a health care cost and quality transparency plan (plan) to the Secretary of the California Health and Human Services Agency (CHHS). The plan would have included strategies for the collection of data with the purpose of the improvement of health care cost efficiency, health system performance, and quality patient outcomes. The Secretary would have been responsible to accept and implement the plan, or refer it back to the Committee for modifications and report to the Legislature every six years on the implementation of the plan.

AB 3000 Wolk (Chapter 266)
HEALTH CARE DECISIONS: LIFE-SUSTAINING TREATMENT

AB 3000, sponsored by the Alliance of Catholic Health Care, the California American College for Emergency Physicians, and California Coalition for Compassionate Care, seeks to offer and encourage use of the Physician Order for Life Sustaining Treatment (POLST) form. This bill recognizes the POLST form as a standardized request document, used for the direction of resuscitative measures and other types of treatment, in cases of an emergency. This bill provides statutory immunity from criminal prosecution, civil liability, or other administrative sanctions for a healthcare provider who honors a request regarding resuscitation measures.

SB 158 Florez (Chapter 294)
HOSPITALS: PATIENT SAFETY AND INFECTION CONTROL

SB 158, sponsored by the author, expands upon the current responsibilities of the existing California CDPH health care infection surveillance, prevention, and control program. In addition, this bill requires hospitals and skilled nursing facilities (SNFs) to establish patient safety plans and hand hygiene programs to improve patient safety and reduce patient suffering resulting from preventable events. This bill also contains detailed training requirements for hospital infection control committee chairs and all licensed and non-licensed hospital staff, including temporary and environmental services staff. Lastly, the bill imposes restrictions on the use of port connections for any other use other than its intended use, except in emergency cases.

- SB 434 Romero (Held on Senate Concurrence)
MEDI-CAL: LONG-TERM CARE REIMBURSEMENT: RATESETTING METHODOLOGY
- SB 434, sponsored by the Service Employees International Union, would have created a workgroup of specific stakeholders, in which CDPH would have been a nonvoting representative, to ensure compliance with the intent of the Medi-Cal Long-Term Care Reimbursement Act (Act). The workgroup would have been required to develop recommendations for the Department of Health Care Services (DHCS) structure of facility-specific ratesetting systems for skilled nursing facilities (SNFs). This bill would have required DHCS to report the recommendations to the Legislature within six months after commencement of the workgroup. This bill would have also required DHCS, in consultation with the stakeholder workgroup, to develop a plan for SNFs to report staffing information to DHCS based on additional data.
- SB 462 Torlakson (Dropped by Author / Amended To New Bill)
HOSPICE CARE
- SB 462, sponsored by the California Hospice and Palliative Care Association, would have created a new health facility category called a “hospice facility” that would be licensed as a freestanding facility. This bill would have stipulated that the provisions are not operative until licensing standards are established in regulations.
- SB 535 Kuehl (Vetoed)
LONG-TERM HEALTH CARE FACILITIES
- SB 535, sponsored by the California Advocates for Nursing Home reform, would have required CDPH to include additional specified information on the long-term care consumer information website, required under current law. This bill would have required the website to be operational by March 1, 2009, and that the information contained therein be available to the public at CDPH’s district offices.

SB 541 Alquist (Chapter 605)
HEALTH FACILITIES, ADMINISTRATIVE PENALTIES AND PATIENT RECORD PRIVACY

SB 541, an Administration-sponsored bill, increases the amount of administrative penalties assessed by CDPH against hospitals for deficiencies that constitute immediate jeopardy (IJ) to the health or safety of patients. This bill also requires health care facilities to prevent unlawful or unauthorized access to, use, or disclosure of, patients' medical information and requires health facilities to establish safeguards to protect the privacy of patients' medical information. This bill authorizes CDPH to levy administrative penalties against facilities for failure to prevent unlawful or unauthorized access, use, or disclosure of patients' medical information, and for failure to report instances of breaches. This bill requires penalties collected under this bill and under current law for failure to report an adverse event to be deposited into a new account established by this bill, the Internal Departmental Quality Improvement Account.

SB 891 Correa (Chapter 295)
HEALTH FACILITIES: ELECTIVE PERCUTANEOUS CORONARY INTERVENTION (PCI) PILOT PROGRAM

SB 891, sponsored by the California Hospital Association, establishes the Elective PCI Pilot Program in CDPH and specifies the eligibility requirements for participation in the pilot program. This bill allows CDPH to authorize up to six hospitals to perform "elective" PCI on eligible patients. This bill allows CDPH to charge a supplemental licensing fee to oversee the pilot program. This bill also establishes an advisory committee to provide oversight for the pilot project and to make recommendations to CDPH. This bill requires CDPH to submit a report to the Legislature that evaluates the pilot program and compares outcomes in hospitals with and without cardiac surgery services. The report must also recommend whether elective PCI without onsite cardiac surgery should be continued in California. This bill allows CDPH to contract with a professional entity with medical program knowledge to meet the requirements of this bill. This bill sunsets the pilot program on January 1, 2014.

SB 1058 Alquist (Chapter 296)
HEALTH FACILITIES: BACTERIAL INFECTIONS

SB 1058, sponsored by the author, establishes the Medical Facility Infection Control and Prevention Act or "Nile's Law", which requires hospitals to develop more comprehensive policies and procedures to improve upon and further ensure adequate standards of infection control. This bill requires hospitals to test patients upon admission, who meet certain criteria, for the presence of Methicillin-Resistant Staphylococcus Aureus (MRSA). This bill requires CDPH to establish a health care acquired infection (HAI) program. This bill requires hospitals to report incidences of specified infections, and requires CDPH to post this information on its website.

- SB 1213 Ducheny (Chapter 360)
MOBILE HEALTH CARE UNITS: SITE REPORTING REQUIREMENTS
- SB 1213, sponsored by the California Primary Care Association, eliminates the 15-day notification requirement for a licensee of a mobile health care unit to report to CDPH and local authorities the location that it will be providing health care services, prior to its first time arrival. This bill instead allows a mobile health care unit to move to a new location and require notification to the CDPH at least 24 hours prior to operation. This bill also allows the notification requirement be waived in the event of an emergency, as defined.
- SB 1260 Runner (Chapter 396)
HOSPITAL LICENSING
- SB 1260, sponsored by the California Hospital Association, requires CDPH to identify each supplemental service, including the address of where each outpatient service is provided and the type of service provided at each outpatient location, on a hospital's license. This bill also requires CDPH to post a listing of all licensed hospital outpatient services identified as supplemental services on its website on or before July 1, 2010. Lastly, this bill requires CDPH to work with stakeholders to review, streamline, and revise the initial and renewal license application form.
- SB 1268 Denham (Chapter 397)
NURSING HOME ADMINISTRATORS
- SB 1268, sponsored by Grace Home, permits CDPH, upon the request of an applicant who is a member of a recognized church or religious denomination whose teachings historically prohibit the acquisition of formal education, to grant a waiver of the educational requirements for admission to both the nursing home administrator (NHA) Administrator-in-Training Program (AIT) and the national and state licensing examinations.
- SB 1300 Corbett (Refused Concurrence in Assembly Amendments)
HEALTH CARE COVERAGE: PROVIDER CONTRACTS
- SB 1300, sponsored by the author, would have prohibited contracts between health care providers and health care services plans or health care insurers from containing provisions that restrict a service plan or insurer from furnishing to its enrollees, subscribers, policyholders or insured, provider cost or quality of care information.

SB 1721 Yee (Held on Assembly Appropriations Suspense File)

HEALTH FACILITIES: DIRECT CARE NURSES

SB 1721, sponsored by the California Nurses Association, would have clarified existing law regarding the orientation and competency validation that a registered nurse who provides direct patient care must receive before being assigned to a unit to provide the actual care. This bill would have exempted certain state hospitals from these provisions.

SB 1729 Migden (Chapter 550)

HEALTH FACILITIES: TRAINING

SB 1729, sponsored by Equality California, requires specified health care staff in skilled nursing facilities (SNFs) and congregate living health facilities (CLHFs) to participate in a training program prescribed by CDPH, focusing on preventing and eliminating discrimination based on sexual orientation and gender identity. This bill allows CDPH to incorporate the prescribed training program into an existing training program. This bill also allows CDPH to charge a SNF or CLHF a fee to reimburse the department for costs associated with the enforcement of this bill.

CENTER FOR INFECTIOUS DISEASE

AIDS, Office of

AB 1894 Krekorian (Chapter 631)

HEALTH CARE COVERAGE: HIV TESTING

AB 1894, AIDS Healthcare Foundation, requires individual and group health care service plans and health insurers to provide coverage for testing for human immunodeficiency virus (HIV) in medical care settings regardless of whether the testing is related to primary diagnosis.

AB 2737 Feuer (Chapter 554)

COMMUNICABLE DISEASE: INVOLUNTARY TESTING

AB 2737, sponsored by the Association for Los Angeles Deputy Sheriffs, Los Angeles County Probation Officers Union, and Riverside Sheriffs' Association, authorizes a court to order the withdrawal of blood from an arrestee when a peace officer, firefighter, or emergency medical personnel who, while acting within the scope of his/her duties, is exposed to a blood borne pathogen.

AB 2899 Portantino (Chapter 555)
SEXUALLY TRANSMITTED DISEASES: HIV AND AIDS: COUNSELING

AB 2899, AIDS Healthcare Foundation, permits HIV testing sites funded by CDPH's Office of AIDS to: 1) advise a person seeking HIV testing who has been tested before and who is following appropriate risk-reduction measures that he or she does not require further education services; 2) determine if a person can self-administer data collection forms; and 3) provide prevention education as appropriate.

SB 1184 Kuehl (Chapter 347)
CD4 + T-CELL TESTING

SB 1184, sponsored by AIDS Project Los Angeles, County of Los Angeles, San Francisco AIDS Foundation, requires clinical labs to report all CD4+ T-cell count test results to the local health officer within seven days of the completion of the test. Requires local health officers to inspect CD4+ T-cell count test reports to determine if the test is related to a case of HIV infection. If it is, the local health officer would be required to report the HIV or AIDS case to CDPH within 45 days of receipt. Requires a physician who is providing advanced reproductive technology services to verify that the donor of sperm who tests reactive for HIV or human T lymphotropic virus-1 (HTLV-1) is under the care of a physician managing the HIV or HTLV-1 during the course of insemination.

Communicable Disease Control

AB 977 Ma (Dropped by Author)
PEST CONTROL: PESTICIDES: LOCAL REGULATION

AB 977 would have repealed California Food and Agricultural Code, Section 11501.1 which prohibits the local regulation of pesticides.

AB 2580 Arambula (Held on Senate Appropriations Suspense)
HEALTH: IMMUNIZATIONS

AB 2580 would have required pupils entering seventh grade, on or after July 1, 2009, to be fully immunized against pertussis (whooping cough). This bill would have also removed obsolete age and cohort restrictions to childcare and school vaccine requirements.

AB 2658 Horton (Chapter 249)
DISEASE PREVENTION: REPORTABLE DISEASES

AB 2658, sponsored by the author, requires laboratories to submit disease reports on reportable diseases (except HIV) to local health officers electronically, and requires CDPH to specify the reporting mechanism and timeliness requirements for laboratory reports.

SB 356 Negrete McLeod (Vetoed)

LIST OF REPORTABLE DISEASES AND CONDITIONS

SB 356, sponsored by the Health Officers Association of California, would have required CDPH to establish, after consultation with the California Conference of Local Health Officers (CCLHO), a list of reportable diseases and conditions for which clinical laboratories must submit isolates or specimens to local and state public health laboratories.

SB 1277 Maldonado (Chapter 398)

SYNTHETIC TURF

SB 1277, requires, on or before September 1, 2010, the Integrated Waste Management Board in consultation with the Office of Environmental Health Hazard Assessment and CDPH to prepare and provide to the Legislature and post on the board's Internet Web site a study on the effects of synthetic turf and natural turf on the environment and public health.

HEALTH INFORMATION & STRATEGIC PLANNING

AB 681 Carter (Vetoed)

SAN BERNARDINO COUNTY HEALTH DEPARTMENTT: PILOT PROGRAM: REPORT

AB 681 would have authorized the San Bernardino County Health Department (SBCHD) to establish a five-year pilot program by January 1, 2010, in order to develop a local health assessment and planning report. The bill also would have authorized the SBCHD and the City of Oakland to establish a five-year pilot program by January 1, 2010, to identify and address the growing rate of diabetes related to obesity in children under five years old and to provide services for improving the health of children within their jurisdictions.

AB 1684 Emmerson (Chapter 433)

VITAL RECORDS

AB 1684, sponsored by the CDPH, removes the requirement for informational certified copies of vital records be printed on security paper ("banknote" paper) containing a legend in perforated type.

AB 2279 Leno (Vetoed)

MEDICAL MARIJUANA: QUALIFIED PATIENTS AND PRIMARY CAREGIVERS: EMPLOYMENT DISCRIMINATION

AB 2279, sponsored by Americans for Safe Access, would have prohibited employment discrimination on the basis of a person's status as a qualified patient (medical marijuana user), or on the basis of the person's positive drug test for marijuana, provided the person is a qualified patient and the medical use of marijuana does not occur at the place of employment or during hours of employment.

EMERGENCY PREPAREDNESS OFFICE

AB 2327 Caballero (Chapter 361)
EMERGENCY SERVICES: HUMANITARIAN AND RELIEF SERVICES

AB 2327, California Immigrant Policy Center, requires all entities providing disaster-related services and assistance to strive to ensure that all victims receive the assistance they need and are eligible to receive. Prohibits eliciting any information or documentation that is not strictly necessary to determine eligibility under state and federal laws.

AB 2996 De La Torre (Vetoed)
EMERGENCY AND DISASTER RESPONSE EXERCISES: INFECTIOUS DISEASES

AB 2996, sponsored by the author, would have added a statutory requirement for CDPH and local health departments to prepare an after-action report for each emergency or disaster preparedness exercise involving infectious diseases within 90 days of the exercise or within a time period stipulated by terms and conditions of federal funding agencies and to take steps to ensure that recommendations are reviewed and implemented as appropriate.

LEGISLATIVE AND GOVERNMENTAL AFFAIRS

AB 1183 Committee on Budget (Chapter 758)
HEALTH

AB 1183, implements the provisions of the State budget for fiscal year 2008-09, as it pertains to programs administered by the California Department of Health Care Services (DHCS), California Department of Public Health (CDPH), Department of Mental Health (DMH) Department of Developmental Services (DDS), and the Managed Risk Medical Insurance Board (MRMIB). Sections 1, 2, 8, 9, 63, 64, 65, 72, 73, 74 directly impact CDPH. They require additional information in annual reports prepared by the Licensing and Certification Program; require CDPH to emphasize consistency statewide when conducting licensing and certification surveys; increase the annual fee paid by each vector control technician continuing education certificate holder from \$25 to \$120; permanently eliminate the State's mandated fiscal obligation to provide up to \$20.2 million annually from the State General Fund for the County Medical Services Program; require the State Controller's Office to deposit funds into the County Medical Services Program subaccount of the Sales Tax Growth Account in lieu of the County Medical Services Program Account of the County Health Services Fund; allocate \$24,803,000 in Proposition 99 funds for uncompensated emergency medical services health care and provide CDPH with authorization to allocate these funds to counties; require a one-time report on options to address the State's oversight of small water systems; require CDPH to prepare a fund condition statement for federal Maternal and Child Health Title V Block Grant funds and provide to the Legislature by January 10 of each year; require CDPH to submit an estimate package for the AIDS Drug Assistance Program to the fiscal committees of the Legislature by January 10 and May 14 each year.

AB 1338 Committee on Budget (Chapter 760)

PUBLIC RESOURCES

SEC. 7. Authorizes the direct appropriation of Toxic Substances Control Account Funds to CDPH to support the California Environmental Contaminant Biomonitoring Program within CDPH's Division of Environmental and Occupational Disease Control which was previously a General Fund Program.

AB 1605 Lieber (Vetoed)

CDPH: STATE PUBLIC HEALTH NURSE

AB 1605, sponsored by the California Conference of Local Health Department Nursing Directors, would have required that one of CDPH's two chief deputy directors be appointed as the State Public Health Nurse, and be licensed as a public health nurse, to serve as a liaison to local, state, and national public health nursing agencies and organizations in addition to other duties.

2008 ENROLLED BILLS

BILL NUMBER	AUTHOR	FINAL STATUS	CHAPTER	PROGRAM*	PAGE NUMBER
AB 13	Brownley	Veto	----	LC	----
AB 16	Evans	Veto	----	MF	----
AB 66	Dymally	Sign	34	AD	
AB 97	Mendoza	Sign	207	CD	
AB 211	Jones	Sign	602	LC	
AB 214	Fuentes	Veto	----	LC	----
AB 354	Hernandez	Veto	----	FR	----
AB 501	Swanson	Veto	----	DE	----
AB 572	Berg	Sign	648	LC	
AB 681	Carter	Veto	----	HI	----
AB 1060	Laird	Sign	427	LB	
AB 1183	Comm. on Budget	Sign	758	LA	
AB 1338	Comm. on Budget	Sign	760	LA	
AB 1574	Plescia	Veto	----	LC	----
AB 1605	Lieber	Veto	----	LA	----
AB 1684	Emmerson	Sign	433	HI	
AB 1829	Ma	Veto	----	MF	----
AB 1860	Huffman	Sign	569	FR	
AB 1879	Feuer	Sign	559	FR	
AB 1894	Krekorian	Sign	631	AS	
AB 2010	DeSaulnier	Sign	90	LC	
AB 2046	Jones	Veto	----	DE	----
AB 2079	Emmerson	Sign	73	FR	
AB 2106	Hayashi	Veto	----	FR	----
AB 2128	Emmerson	Sign	225	LC	
AB 2168	Leno	Sign	447	FR	
AB 2216	Gaines	Sign	232	LC	
AB 2222	Caballero	Sign	670	DE	
AB 2244	Price	Veto	----	LC	----
AB 2270	Laird	Veto	----	DE	----
AB 2275	Fuentes	Veto	----	FR	----
AB 2279	Leno	Veto	----	HI	----
AB 2327	Caballero	Sign	361	EP	
AB 2344	Beall	Veto	----	CD	----
AB 2374	Spitzer	Sign	238	FR	
AB 2400	Price	Sign	459	LC	
AB 2437	Ruskin	Sign	99	DE	
AB 2479	Hancock	Veto	----	FR	----
AB 2518	Torrico	Sign	330	CD	
AB 2540	Mendoza	Veto	----	FR	----
AB 2565	Eng	Sign	465	LC	
AB 2588	Calderon	Sign	139	FR	
AB 2599	De Leon	Sign	680	GD	
AB 2658	Horton	Sign	249	DC	

AB 2702	Nunez	Sign	288	LC	
AB 2704	Leno	Veto	-----	CD	-----
AB 2726	Leno	Sign	466	CD	
AB 2737	Feuer	Sign	554	AS	
AB 2747	Berg	Sign	683	LC	
AB 2763	Laird	Sign	573	EO	
AB 2824	Berryhill	Sign	695	FR	
AB 2899	Portantino	Sign	555	AS	
AB 2901	Brownley	Sign	575	EO	
AB 2996	De La Torre	Veto	-----	EP	-----
AB 3000	Wolk	Sign	266	LC	
SB 107	Alquist	Sign	335	DE	
SB 158	Florez	Sign	294	LC	
SB 201	Florez	Veto	-----	DC&FR	
SB 356	Negrete McLeod	Veto	-----	DC	-----
SB 441	Torlakson	Sign	597	CD	
SB 509	Simitian	Sign	560	FR	
SB 535	Kuehl	Veto	-----	LC	-----
SB 541	Alquist	Sign	605	LC	
SB 564	Ridley-Thomas	Sign	381	CD	
SB 634	Wiggins	Sign	694	FR	
SB 732	Steinberg	Sign	729	DE	
SB 775	Ridley-Thomas	Veto	-----	EO	-----
SB 891	Correa	Sign	295	LC	
SB 1058	Alquist	Sign	296	LC	
SB 1184	Kuehl	Sign	347	AS	
SB 1213	Ducheny	Sign	360	LC	
SB 1230	Maldonado	Veto	-----	DE	-----
SB 1260	Runner	Sign	396	LC	
SB 1268	Denham	Sign	397	LC	
SB 1277	Maldonado	Sign	398	DC	
SB 1313	Corbett	Veto	-----	FR	-----
SB 1334	Calderon	Sign	580	DE	
SB 1359	Runner	Veto	-----	FR	-----
SB 1394	Lowenthal	Veto	-----	CD	-----
SB 1395	Corbett	Sign	581	DE	
SB 1420	Padilla	Sign	600	CD	
SB 1502	Steinberg	Sign	354	CD	
SB 1565	Kuehl	Veto	-----	MF	-----
SB 1729	Migden	Sign	550	LC	
SBX2 1	Perata	Sign	1	DE	

*See Program Assignments and Acronyms on Page 31.

PROGRAM ASSIGNMENTS AND ACRONYMS

PROGRAM	CODE
Administration	AD
AIDS, Office of	AS
Border Health, Office of	BH
Budget Office	BO
Chronic Disease and Injury Control	CD
Civil Rights, Office of	CR
Communicable Disease Control	DC
Coordinating Office for Obesity Prevention	OB
Drinking Water & Environmental Management	DE
Environmental & Occupational Disease Control	EO
Emergency Preparedness Office	EP
Food, Drug, & Radiation Safety	FR
Genetic Disease Division	GD
Health Information & Strategic Planning	HI
Internal Audits	IA
Information Technology	IT
Legislative and Governmental Affairs	LA
Laboratory Field Services	LB
Licensing & Certification	LC
Legal Services	LG
Multicultural Health, Office of	MH
Maternal, Child & Adolescent Health and Office of Family Planning	MF
Patient Safety, Office of	PS
Women, Infants & Children	WC
Women's Health, Office of	WH

SIGN MESSAGES/LETTERS TO JOURNAL

(Sign and Veto messages follow this index in numeric order.)

<u>BILL#</u>	<u>AUTHOR</u>	<u>SUBJECT</u>	<u>DIV</u>
AB 572	Berg	Adult Day Health Care Services	LC
AB 1879	Feuer	Hazardous Materials: Toxic Substances	FR
AB 2599	De Leon	Birth Defects: Monitoring Program	GD
SB 509	Simitian	Hazardous Materials: Toxic Substances	FR
SB 564	Ridley Thomas	Public School Health Center Support Program	CD
SBX2 1	Perata	Water Quality, Flood Control, Water Storage, And Wildlife Preservation	DE

VETO MESSAGES

<u>BILL#</u>	<u>AUTHOR</u>	<u>SUBJECT</u>	<u>DIV</u>
AB 13	Brownley	Hospitals: Staffing	LC
AB 16	Evans	Human Papillomavirus Vaccination	MF
AB 214	Fuentes	Public Protection and Physician Health Program	LC
AB 354	Hernandez	Cremation: Pacemakers	FR
AB 501	Swanson	Pharmaceutical Devices	DE
AB 681	Carter	San Bernardino County Health Department:	HI
AB 1574	Plescia	Surgical Clinics: Licensure	LC
AB 1605	Lieber	State Department of Public Health: State Public Health Nurse	LA
AB 1829	Ma	Nurse-Family Partnership Program	MF
AB 2046	Jones	Water Supply Assessments: Groundwater	DE
AB 2106	Hayashi	Cosmetic Safety	FR
AB 2244	Price	University of California Hospitals: Staffing	LC
AB 2270	Laird	Recycled Water: Water Quality	DE
AB 2275	Fuentes	Vended Water	FR
AB 2279	Leno	Medical Marijuana: Qualified Patients and Primary Caregivers: Employment Discrimination	HI
AB 2344	Beall	California Cigarette and Tobacco Products Licensing Act of 2003: Fees	CD
AB 2479	Hancock	Bottles Water: Labeling Requirements	FR
AB 2540	Mendoza	Mobile Food Facilities	FR
AB 2704	Leno	Pupil Nutrition: Availability of Tap Water	CD
AB 2996	De La Torre	Emergency and Disaster Response Exercises: Infectious Diseases	EP
SB 201	Florez	Dairy Farms: Raw Milk: Testing: Standards	DC&FR
SB 356	Negrete McLeod	List of Reportable Diseases and Conditions	DC
SB 535	Kuehl	Long-Term Health Care Facilities	LC
SB 775	Ridley-Thomas	Childhood Lead Poisoning	EO
SB 1230	Maldonado	Detergents: Phosphorus	DE
SB 1313	Corbett	Product Safety: Perfluorinated Compounds	FR
SB 1359	Runner	Retail Food Facilities	FR
SB 1394	Lowenthal	Lapses of Consciousness: Reports to the Department of Motor Vehicles	CD
SB 1565	Kuehl	California Stem Cell Research and Cures Act	MF

