

AMENDED IN SENATE MARCH 17, 2025

**SENATE BILL**

**No. 83**

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**Introduced by Senator Umberg**

January 17, 2025

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An act to ~~amend Section 363 of the Code of Civil Procedure, relating to civil actions.~~ *add Section 100219 to the Health and Safety Code, relating to the State Department of Health Care Services.*

LEGISLATIVE COUNSEL'S DIGEST

SB 83, as amended, Umberg. ~~Civil actions.~~ *State Department of Health Care Services.*

*Existing law establishes the State Department of Health Care Services to administer and license various health-related programs and health professionals, including, among others, programs and professionals supporting mental health, providing basic health care, and addressing substance use disorder. Existing law requires the department to post certain information regarding these programs and professionals on its internet website, including reports and data regarding individuals served under its administered programs.*

*This bill would require the State Department of Health Care Services to post on its internet website, in a specified manner, an identification and summary of each violation the department has issued for every program administered by the department. The bill would further require the department to implement this requirement to protect the public it serves by providing sufficient information regarding those who violate the state laws it administers without posting information that violates privacy rights and protections provided by state or federal law.*

~~Existing law specifies procedures to be followed in civil actions. Existing law requires the word "action" for these purposes to be~~

construed, whenever it is necessary to do so, as including a special proceeding of a civil nature.

~~This bill would make a technical, nonsubstantive change to this provision.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

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

1     ~~SECTION 1. Section 100219 is added to the Health and Safety~~  
2     ~~Code, to read:~~

3     ~~100219. (a) The State Department of Health Care Services~~  
4     ~~shall post on its internet website, in a location easily navigable~~  
5     ~~from a link on its main homepage that is prominently located and~~  
6     ~~clearly and conspicuously labeled, an identification and summary~~  
7     ~~of each violation the department has issued for every program~~  
8     ~~administered by the department. A summary of each violation shall~~  
9     ~~include all of the following:~~

10    ~~(1) Name of the entity or person to whom the department issued~~  
11    ~~the violation.~~

12    ~~(2) Legal basis for the violation, including citation to statute~~  
13    ~~or regulation.~~

14    ~~(3) Facts supporting the department's decision to issue the~~  
15    ~~violation.~~

16    ~~(4) Date the department issued the violation.~~

17    ~~(5) Any other information the department determines is~~  
18    ~~necessary for the public to recognize the entity or person who~~  
19    ~~received the violation and understand the legal and factual basis~~  
20    ~~for the violation.~~

21    ~~(b) The State Department of Health Care Services shall~~  
22    ~~implement this section to protect the public it serves by providing~~  
23    ~~sufficient information regarding those who violate the state laws~~  
24    ~~it administers. The State Department of Health Care Services shall~~  
25    ~~not implement this section by posting information on its internet~~  
26    ~~website that violates privacy rights and protections provided by~~  
27    ~~state or federal law.~~

28    ~~SECTION 1. Section 363 of the Code of Civil Procedure is~~  
29    ~~amended to read:~~

1     363. ~~The word “action” as used in this title shall be construed,~~  
2     ~~whenever it is necessary so to do, as including a special proceeding~~  
3     ~~of a civil nature.~~

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