

AMENDED IN ASSEMBLY MARCH 24, 2025

CALIFORNIA LEGISLATURE—2025–26 REGULAR SESSION

ASSEMBLY BILL

No. 1090

Introduced by Assembly Member Davies

February 20, 2025

~~An act to amend Section 1368.017 of the Health and Safety Code, relating to health care coverage. An act to add and repeal Section 11834.19 of the Health and Safety Code, relating to alcoholism or drug abuse recovery or treatment facilities.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 1090, as amended, Davies. ~~Behavioral health and wellness screenings.~~ *Alcoholism or drug abuse treatment facilities: County of Orange pilot program.*

Existing law provides that the State Department of Health Care Services has the sole authority in state government to license adult alcoholism or drug abuse recovery or treatment facilities, as defined. Existing law authorizes the department to conduct announced or unannounced site visits to licensed facilities to review compliance with all applicable statutes and regulations.

This bill would require the State Department of Health Care Services to establish a pilot program to locate an investigator within a participating county to investigate complaints against licensed adult alcoholism or drug abuse recovery or treatment facilities within the county. The participating county would be the County of Orange if the Orange County Board of Supervisors elects to participate in the pilot program. The bill would require the department to implement the pilot program by executing a contract with the County of Orange providing that the department will assign an investigator and the county will

reimburse the department for the costs associated with the pilot program, including, but not limited to, the administrative costs and the investigator's compensation and benefits. The bill would require the pilot program to be completed no later than December 31, 2029, and would require the county to submit a report of the results of the pilot program, as specified, to the Legislature no later than December 31, 2030. The provisions of this bill would be repealed on December 31, 2034.

~~Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the licensure and regulation of health care service plans by the Department of Managed Health Care. Existing law requires a health care service plan to annually provide to enrollees a written or electronic notice regarding the benefits of a behavioral health and wellness screening for children and adolescents 8 to 18 years of age.~~

~~This bill would make a technical, nonsubstantive change to that 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 11834.19 is added to the Health and*
- 2 *Safety Code, to read:*
- 3 *11834.19. (a) (1) The State Department of Health Care*
- 4 *Services shall establish a pilot program to locate a Substance Use*
- 5 *Disorder Compliance Division investigator within a participating*
- 6 *county to investigate licensed adult alcoholism or drug abuse*
- 7 *recovery or treatment facilities within that county. The*
- 8 *participating county shall be the County of Orange, if the Orange*
- 9 *County Board of Supervisors adopts an ordinance or resolution*
- 10 *electing to participate in the pilot program.*
- 11 *(2) The department shall implement the pilot program by*
- 12 *executing a contract with the County of Orange that provides for*
- 13 *all of the following:*
- 14 *(A) The department shall assign a Substance Use Disorder*
- 15 *Compliance Division investigator to investigate complaints against*
- 16 *licensed adult alcoholism or drug abuse recovery or treatment*
- 17 *facilities within the County of Orange.*
- 18 *(B) The County of Orange shall reimburse the department for*
- 19 *the costs associated with the pilot program, including, but not*

1 *limited to, the administrative costs and the investigator's*
2 *compensation and benefits.*

3 *(C) The County of Orange shall provide office space and*
4 *amenities to the investigator.*

5 *(b) The pilot program established pursuant to subdivision (a)*
6 *shall be completed no later than December 31, 2029.*

7 *(c) If the County of Orange participates in the pilot program*
8 *authorized by subdivision (a), it shall, no later than December 31,*
9 *2030, submit a report of the results of the pilot program to the*
10 *Legislature, in compliance with Section 9795 of the Government*
11 *Code, that includes both of the following:*

12 *(1) An evaluation of the effectiveness of the pilot program.*

13 *(2) Recommendations for subsequent actions.*

14 *(d) This section shall remain in effect only until December 31,*
15 *2034, and as of that date is repealed.*

16 **SECTION 1.** ~~Section 1368.017 of the Health and Safety Code~~
17 ~~is amended to read:~~

18 ~~1368.017. (a) (1) A health care service plan shall provide to~~
19 ~~enrollees a written or electronic notice regarding the benefits of a~~
20 ~~behavioral health and wellness screening for children and~~
21 ~~adolescents 8 to 18 years of age.~~

22 ~~(2) "Behavioral health and wellness screening" means a~~
23 ~~screening, test, or assessment to identify indicators or symptoms~~
24 ~~of behavioral health issues in an individual, including depression~~
25 ~~or anxiety.~~

26 ~~(b) The notice shall provide information regarding the benefits~~
27 ~~of behavioral health and wellness screenings for both depression~~
28 ~~and anxiety.~~

29 ~~(c) A health care service plan shall provide notice pursuant to~~
30 ~~this section annually.~~

31 ~~(d) This section does not apply to Medi-Cal managed care that~~
32 ~~contracts with the State Department of Health Care Services entered~~
33 ~~into pursuant to Chapter 7 (commencing with Section 14000) or~~
34 ~~Chapter 8 (commencing with Section 14200) of Part 3 of Division~~
35 ~~9 of the Welfare and Institutions Code.~~