

# CSHA CAPITOL UPDATE

Robert Powell, CSHA Advocate 8/31/08  
Kinzie Murphy, CSHA Commissioner on Legislation  
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## Capitol Calendar

July 1<sup>st</sup> Start of state's Fiscal Year (FY)  
Aug. 31 Regular Legislative session adjourned August 31<sup>st</sup>  
*Special legislative session on state budget continues*  
Sept. 18/9 ICC DDS meeting Sacramento  
Sept. 30 Last day for Governor to sign or veto bills  
Oct. 7 CTC Commission meeting Sacramento  
Nov. 4 General Election  
Nov. 6 CTC Full Commission meeting w discussion on Special Ed Credential Reforms  
Nov 20 SLPAB Licensing board meeting LAX Westin Hotel  
Dec. 11-12 CTC Commission to include approval of proposals for Credential Reforms  
2009 CTC Regulation process (6-9 months or more)  
*includes public hearings for CTC Special Ed Credential reforms including proposals for the Communication Development Teacher Credential*

### STATE BUDGET CRISIS (FY starts July 1) – stalemate continues!

California has "structural deficit" (*imbalance between income & expenses*) around \$8 billion a year. Current budget shortfall around \$15 billion (total state budget over \$100 billion).

Democrats have proposed unspecified new taxes of \$11.5 billion (i.e., sales tax of 1%?). Republicans reject calls for new taxes. Republican votes are needed for a 2/3rds vote required for passage. Middle ground remains elusive.

### 2007 - 2008 California Legislative Session Adjourns

**AB 131 Beall** Temporary authorizations for Autism To Gov 8/13  
Urgency measure. Temporary authorization for local schools and agencies to assign teachers for 3 & 4 yr olds with autism. See also AB 2302. Analysis:

**AB 203** '07-'08 FY Budget Trailer Bill/Health Chapt 188'07  
Includes provision in W&I Code 14105.3(e) Medi-Cal "DHCS contracts for purchasing hearing aids." Note: while providing authority, DHS has not proceeded (July 2008).

~~**AB 359 Karnette** APLE Student Loan Forgiveness: SLPs Failed~~  
Governor's Dept. of Finance opposed due to state budget crisis.  
See SB 1158 this year's revised proposals limited to "teachers".  
See also Fed Congressional Educator Loan Forgiveness proposals: HR 2669 & HR 2655

**AB 368 Carter** Children's Hearing aids: H Plans To Gov 8/12  
H Plans must offer "option" for children's hearing aids (\$1,000 every 4 yrs).  
Governor vetoed previous proposals as to a mandate. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_0351-0400/ab\\_368\\_cfa\\_20080125\\_165158\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_0351-0400/ab_368_cfa_20080125_165158_asm_floor.html)

**AB 572 Berg** Adult Day Care Cntrs To Gov 8/28  
Last amended 8/19. Among other provisions:  
Existing law requires that treatment authorization requests be initiated by the ADCC and every 6 months, to initiate a request for an updated history & physical form from the participant's personal health provider using a standard update form. This bill would, instead, require the ADCC, not less than every 6 months, to initiate a request for updated medication & medical information. Eliminates requirement that the department develop a standard update form. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_0551-0600/ab\\_572\\_cfa\\_20080819\\_112933\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_0551-0600/ab_572_cfa_20080819_112933_sen_floor.html)

**AB 591 Dymally** Community Colleges: Temporary Employees Chapt 84 '08  
Notwithstanding bargaining agreements entered into after 1/1/09, increases from 60% to 67%, the proportion of hours per week of a full-time faculty assignment which an individual employed to teach or community college courses may teach and still be classified as a temporary employee. Text:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_0551-0600/ab\\_591\\_bill\\_20080710\\_chaptered.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_0551-0600/ab_591_bill_20080710_chaptered.html)

Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_0551-0600/ab\\_591\\_cfa\\_20080625\\_165841\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_0551-0600/ab_591_cfa_20080625_165841_asm_floor.html)

**AB 962 Houston** **SLP Needs/Shortages; SLPA programs** **Chapt 688 '07**  
CA Post-Secondary Ed Commission study: SLP shortages & SLPA training barriers

**AB 1150 Lieu** **Hplans/Ins: Bans Post-claims practices** **Chapt 188 '08**  
Prohibits health plans & insurers from compensating staff based on the number of services or policies that are recommended for rescission, cancellation or limitation. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1101-1150/ab\\_1150\\_cfa\\_20080630\\_175431\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1101-1150/ab_1150_cfa_20080630_175431_sen_floor.html)  
Text:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1101-1150/ab\\_1150\\_bill\\_20080722\\_chaptered.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1101-1150/ab_1150_bill_20080722_chaptered.html)

**AB 1545 Eng** **Licensing - SLPAB Sunset Extension** **Chapt 35 '08**  
Governor signed AB 1545 on 6/23 which re-establishes on 1/1/09, the DBC, SLPAB, BVN & BBC within DCA. The appointment of an executive officer and establish each board with the same membership & powers as the previous board (existing boards became inoperative on 7/1/08). New sunset date repeals authority for the licensing boards on 1/1/12. Provides that if members are not appointed to a board on 1/1/09, the persons who served as members of the prior board, shall temporarily serve until new board members are appointed. Text:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1501-1550/ab\\_1545\\_bill\\_20080623\\_chaptered.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1501-1550/ab_1545_bill_20080623_chaptered.html)  
Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_0751-0800/sb\\_797\\_cfa\\_20080604\\_123656\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_0751-0800/sb_797_cfa_20080604_123656_sen_floor.html)

**AB 1701 Dymally** **Medi-Cal: Pediatric Subacute care** **To Gov 8/29**  
Pilot program to move children from hospitals into group nursing home for subacute-chronic care (respiratory, PT, OT and ST). Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1701-1750/ab\\_1701\\_cfa\\_20080828\\_181231\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1701-1750/ab_1701_cfa_20080828_181231_asm_floor.html)

~~**AB 1761 Fuller** **Certificated employee probation status** **Failed**~~  
Republican proposal for probationary term not less than 2, but no more than 4 yrs for certificated employees whose probationary period begins after 2009-10 FY.  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1751-1800/ab\\_1761\\_cfa\\_20080415\\_112257\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1751-1800/ab_1761_cfa_20080415_112257_asm_comm.html)  
*\* CSHA note court case interpreting existing Ed Code 1296 as to COE provisions for probationary/permanent status for a "teaching" position only -- thus COEs are not able to grant permanent status to specialists with service credentials instead of a teaching credential (or if so granted, they may void such promises!). EC language for school districts is different by not utilizing term "teacher".)*

~~**AB 1768 Evans** **Special Ed: Due Process (Stay Put)** **Failed**~~  
Would have reinstated CA law requiring schools to continue early intervention to a child with special needs who is no longer eligible to receive those services and there is a dispute to continue similar services under a preschool program. Requires continuation of services until dispute in DP resolved.  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1751-1800/ab\\_1768\\_cfa\\_20080429\\_155154\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1751-1800/ab_1768_cfa_20080429_155154_asm_comm.html)

**AB 1780 Galgiani** **EPSDT & managed care** **To Gov 8/15**  
Would codified law, practices & procedures of Early&Periodic Screening, diagnosis & Treatment Program (EPSDT) required by SB 77 '07 & AB 203 '07 re appropriate admin structure for delivery of specialty mental health services, reimbursement, auditing & fair hearings. DMH sponsor. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1751-1800/ab\\_1780\\_cfa\\_20080617\\_152912\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1751-1800/ab_1780_cfa_20080617_152912_sen_comm.html)

**AB 1781** **State Budget Bill** **Pending**

**AB 1782 - 1825** **Budget Trailer bills - Spot bills** **Pending**

**AB 1825 Beall** **DDS/Regional Cntrs: Interagency Disputes** **To Gov 8/19**  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1801-1850/ab\\_1825\\_cfa\\_20080806\\_134017\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1801-1850/ab_1825_cfa_20080806_134017_sen_floor.html)

~~**AB 1831 Mendoza** **Affordable housing Teachers** **Failed**~~  
Classroom "Teachers"/faculty members. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1801-1850/ab\\_1831\\_cfa\\_20080714\\_110314\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1801-1850/ab_1831_cfa_20080714_110314_sen_comm.html)

~~**AB 1834 Coto** **Nat Brd for Professional Teaching** **Failed**~~  
Reestablishes fee assistance for Nat Brd "Teachers" certification. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1801-1850/ab\\_1834\\_cfa\\_20080311\\_094430\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1801-1850/ab_1834_cfa_20080311_094430_asm_comm.html)

~~**AB 1869 Anderson** **Licensing Boards transferred to DCA** **Failed**~~  
Abolish licensing boards, transfer jurisdiction to DCA (includes SLPAB). Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1851-1900/ab\\_1869\\_cfa\\_20080414\\_101144\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1851-1900/ab_1869_cfa_20080414_101144_asm_comm.html)

**AB 1871 Coto** **CTC credentialing: BCLAD** **To Gov 8/18**  
Provides a coursework route, in addition to existing exam route, for teachers seeking a Bilingual Cross-cultural Language & Academic Development (BCLAD) authorization to instruct English language learner (ELL) pupils, as specified.

Currently, the CTC issues a separate certificate to teachers who complete the requirements for the CLAD and BCLAD authorization. This bill re-labels the CLAD and BCLAD certificates as authorization so CTC can print the authorization directly on the single or multiple subject credentials without issuing separate certificates.

CTC sponsoring. (Data: 1.6 million ELL pupils in K-12, which represents 25% of the total K-12 school population. Of this number 80% (1.3 million) are in grades K-8. Of the 1.6 million LEP students, 85% are Spanish speaking & 2.2% speak Vietnamese. Almost 12,000 educators received BCLAD & Cross-Cultural Language & Academic Development authorizations to teach ELL pupils in 2006-07.)

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1851-1900/ab\\_1871\\_cfa\\_20080814\\_213443\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1851-1900/ab_1871_cfa_20080814_213443_asm_floor.html)

**AB 1872 Coto** **Autism: CDE clearinghouse** **To Gov 8/18**

Evidence-based, recommended information & practices re ASD.

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1851-1900/ab\\_1872\\_cfa\\_20080616\\_161533\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1851-1900/ab_1872_cfa_20080616_161533_sen_comm.html)

**AB 1885 Nava** **Pupil instruction** **To Gov 8/8**

Intensive instruction & services. Provides that a pupil who has not passed one or both parts of the high school exit exam and is receiving intensive instruction & services after completion of grade 12 shall not be counted as a dropout when a school district submits data [CA Basic Ed Data System CBEDS], the school accountability report card (SARC) or any other data collection. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1851-1900/ab\\_1885\\_cfa\\_20080701\\_144128\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1851-1900/ab_1885_cfa_20080701_144128_sen_floor.html)

**AB 1887 Beall** **Mental Health Parity Expansion** **To Gov 8/28**

Requires health plans & insurers to expand coverage for mental health services to include all persons with any of the disorders identified in the Diagnostic and Statistical Manual of Mental Disorders. Exempts Medi-Cal Managed Care as well as PERS plans. Republicans opposing. Governor vetoed similar bills.

Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1851-1900/ab\\_1887\\_cfa\\_20080812\\_101156\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1851-1900/ab_1887_cfa_20080812_101156_sen_floor.html)

~~**AB 1925 Eng** **Suspend license if taxes unpaid** **Failed**~~

~~Franchise Tax Board option to suspend business & professional licenses.~~

~~[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1901-1950/ab\\_1925\\_cfa\\_20080616\\_184401\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1901-1950/ab_1925_cfa_20080616_184401_sen_comm.html)~~

**AB 1945 De La Torre** **H Ins cancellations - state approval** **To Gov 8/31**

Rescission decisions handled by third-party review panel hired by state.

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_1901-1950/ab\\_1945\\_cfa\\_20080822\\_151629\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_1901-1950/ab_1945_cfa_20080822_151629_sen_floor.html)

**AB 2040 Nunez** **HS Exit Exam: Disabilities** **To Gov 8/21**

SPI panel & recommendations re a standardized evidence-based assessment for eligible pupils with disabilities; State Board regs by 11/1/09. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2001-2050/ab\\_2040\\_cfa\\_20080814\\_213338\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2001-2050/ab_2040_cfa_20080814_213338_asm_floor.html)

~~**AB 2055 Salas** **Military: Combat Stress Support Program** **Failed**~~

~~[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2051-2100/ab\\_2055\\_cfa\\_20080414\\_152213\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2051-2100/ab_2055_cfa_20080414_152213_asm_comm.html)~~

**AB 2057 Comm** **Ed Code Clean-up** **To Gov 7/16**

Annual CDE clean-up for non-controversial provisions. Check COE permanent positions in EC 1296 with "teaching positions" language. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2051-2100/ab\\_2057\\_cfa\\_20080714\\_183257\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2051-2100/ab_2057_cfa_20080714_183257_asm_floor.html)

~~**AB 2077 Fuentes** **CA English Lang Development Test Changes** **Failed**~~

~~[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2051-2100/ab\\_2077\\_cfa\\_20080714\\_111536\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2051-2100/ab_2077_cfa_20080714_111536_sen_comm.html)~~

**AB 2115 Mullin** **Charter School Boards Conflicts** **To Gov 8/21**

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2101-2150/ab\\_2115\\_cfa\\_20080711\\_120639\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2101-2150/ab_2115_cfa_20080711_120639_asm_floor.html)

**AB 2120 Galgiani** **Medical Telemedicine** **Chapt 260 '08**

Extends, through 2012, existing Medi-Cal coverage for specified telemedicine services, known as "teleophthalmology & teledermatology by store & forward". Program set to expire on 1/1/09. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2101-2150/ab\\_2120\\_cfa\\_20080610\\_123716\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2101-2150/ab_2120_cfa_20080610_123716_sen_comm.html)

**AB 2226 Ruskin** **Special Ed training: Flexibility** **Chapt 2333 '08**

Comparability of Coursework. Legislature encourages higher ed or LEAs conducting CTC accredited program of professional preparation for Special Ed Credentialed Specialists to accept coursework or field experience completed in another commission-accredited prep program if the coursework or field experience is determined by the institution or agency to be comparable. CTC workgroup with CSU, UC and others in determining the comparability of coursework or field experience completed other CTC accredited programs for special ed programs.

Requires findings before 12/1/09. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2201-2250/ab\\_2226\\_cfa\\_20080711\\_120625\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2201-2250/ab_2226_cfa_20080711_120625_asm_floor.html)

**AB 2302 Bass** **S.E. credentials: autism services** **Chapt 41 '08**  
Urgency legislation effective immediately. Authorizes level 1 education specialist credential to serve children with autism until CTC regs implementing modifications re specialist credentials. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2301-2350/ab\\_2302\\_cfa\\_20080612\\_121051\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2301-2350/ab_2302_cfa_20080612_121051_sen_floor.html)

~~**AB 2375 Hernandez** **Health professions workforce master plan** **Failed**~~

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2351-2400/ab\\_2375\\_cfa\\_20080625\\_113002\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2351-2400/ab_2375_cfa_20080625_113002_sen_comm.html)

**AB 2390 Karnette** **STRS: Post-Retirement Salaries** **To Gov 8/14**  
*Amended 6/19:*

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2351-2400/ab\\_2390\\_bill\\_20080619\\_amended\\_sen\\_v98.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2351-2400/ab_2390_bill_20080619_amended_sen_v98.html)

*AB 2390 is a follow-up to 2007's SB 901 (Chapter 353 '07).*

AB 2390 if approved, would extend, to June 30, 2010, the sunset date of various provisions of STRS law which allow certain K-12, COE, & community college teachers, and to work full-time after retirement, be exempted from the earnings CAP (currently \$27940), and receive their STRS benefit at the same time. This part of STRS law contains service-specific exemptions to the STRS \$27, 940/year post-retirement earnings limit (allowing retired teachers to receive their STRS retirement benefit and teaching salary when they return to the classroom) are provided until January 1, 2010, for members who retired on or before Jan. 1, 2006, and: a) provide direct K-12 classroom instruction, or b) support the BTSA Program, or c) support student teachers, the Pre-Internship Teaching Program, and alternative certification program or the School Paraprofessional Teacher Training Program, or d) **EC code sections 24214 and 24216.5 (a)(2)(E) exemption for "instruction and pupil services provided to pupils enrolled in special education programs".**

Analysis 7/8:

[http://www.leginfo.ca.gov:80/pub/07-08/bill/asm/ab\\_2351-2400/ab\\_2390\\_cfa\\_20080714\\_120228\\_sen\\_comm.html](http://www.leginfo.ca.gov:80/pub/07-08/bill/asm/ab_2351-2400/ab_2390_cfa_20080714_120228_sen_comm.html)

Author's Contact COS Ted Muhlhauser 319/2054; < [ted.muhlhauser@asm.ca.gov](mailto:ted.muhlhauser@asm.ca.gov)

STRS contact: Jessica Oliva (916) 229-0654; < [joliva@calstrs.ca.gov](mailto:joliva@calstrs.ca.gov) >

CTA lobbyist contact Lori Easterling < [leasterling@cta.org](mailto:leasterling@cta.org) >

LAUSD lobbyist contact Virginia Strom-Martin < [Virginia.Martin@lausd.net](mailto:Virginia.Martin@lausd.net) >

LACOE lobbyist Pamela Gibbs 916/562-922-8747; < [gibbs\\_Pamela@lacoe.edu](mailto:gibbs_Pamela@lacoe.edu)

*Note discussion re private outside employment with social security w/hold does not apply to STRS CAP?*

~~**AB 2406 Villines** **Pupil eval: reading level** **Failed**~~

Requires evaluation of achievement in grade 3 & grade 5 that is not reading at grade level to include information about resources available. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2401-2450/ab\\_2406\\_cfa\\_20080527\\_203548\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2401-2450/ab_2406_cfa_20080527_203548_asm_floor.html)

~~**AB 2424 Beale** **Special Ed Transition & employment** **Failed**~~

Adds & amends Gov Code re individuals with developmental disabilities to ensure coordination among agencies involved in the transition process of 16 to 22-yr-olds who receive special ed services. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2401-2450/ab\\_2424\\_cfa\\_20080623\\_103732\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2401-2450/ab_2424_cfa_20080623_103732_sen_comm.html)

**AB 2440 Laird** **Medi-Cal Codes: updating** **To Gov 8/13**

Require DHCS to update specified diagnostic & reimbursement codes within 60 days of their publication by CMS & AMA, and publish updated codes in the Medi-Cal provider bulletin immediately following. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2401-2450/ab\\_2440\\_cfa\\_20080505\\_152651\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2401-2450/ab_2440_cfa_20080505_152651_sen_comm.html)

**AB 2467 Brownley** **State preschool: information** **To Gov 8/29**

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2451-2500/ab\\_2467\\_cfa\\_20080701\\_103742\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2451-2500/ab_2467_cfa_20080701_103742_sen_floor.html)

**AB 2474 Galgiani** **Medi-Cal: CCS rates** **To Gov 8/31**

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2451-2500/ab\\_2474\\_cfa\\_20080830\\_113702\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2451-2500/ab_2474_cfa_20080830_113702_asm_floor.html)

~~**AB 2489 Arambula** **Ed Code Simplification** **Failed**~~

~~**AB 2517 Portantino** **Local Alternative training programs** **Failed**~~

As amended 7/1 would establish 5 yr educator credentialing demonstration project to encourage educator preparation programs provided by school districts, COEs, community-based organizations & nongovernmental organizations.

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2501-2550/ab\\_2517\\_cfa\\_20080527\\_203057\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2501-2550/ab_2517_cfa_20080527_203057_asm_floor.html)

**AB 2527** **Medi-Cal: Target Case Management** **To Gov 8/15**

Permits, consistent with federal law, as to TCM services, a local agency, and, as to Administrative Claiming process activities, a local agency or a local educational consortium, to certify appropriate expenditures made by another state or local public entity. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2501-2550/ab\\_2527\\_cfa\\_20080618\\_111843\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2501-2550/ab_2527_cfa_20080618_111843_sen_comm.html)  
**AB 2533 Keene** ~~Disability access: notice prior to remedies~~ ~~Failed~~

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2501-2550/ab\\_2533\\_bill\\_20080221\\_introduced.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2501-2550/ab_2533_bill_20080221_introduced.html)  
**AB 2543 Berg** Geriatric/Gerontology Workforce To Gov 8/28

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2501-2550/ab\\_2543\\_cfa\\_20080814\\_112515\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2501-2550/ab_2543_cfa_20080814_112515_sen_floor.html)  
**AB 2555 Torrico** Special ed: State Schools Deaf/HH & Blind Chapt 45 '08  
 School notice/information to parents of State Schools for the Blind; Deaf/HH:  
 Amendments pending. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2551-2600/ab\\_2555\\_cfa\\_20080711\\_120551\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2551-2600/ab_2555_cfa_20080711_120551_asm_floor.html)

~~**AB 2649 Ma** Medical Assistants Vetoed~~  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2601-2650/ab\\_2649\\_cfa\\_20080711\\_120544\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2601-2650/ab_2649_cfa_20080711_120544_asm_floor.html)  
 Governor's veto message: Current law already requires MDs to determine competency of, and bear responsibility for, actions of medical assistants under their supervision. To enact a law that prohibits a specified task on a specified population is unnecessary and overly restrictive.

~~**AB 2661 Dymally** Telemedicine & telephones Dropped~~  
 Adds telephone communication to definition. References SB 1665 Chapte 864 '96, Telemedicine Development Act. See: B&P code 2242 & 2290.5; H&S code 1374.13; Ins code 10123.85; & W&I code 14132.72. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2651-2700/ab\\_2661\\_cfa\\_20080407\\_101245\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2651-2700/ab_2661_cfa_20080407_101245_asm_comm.html)

**AB 2630 Salas** Pupil records: privacy rights To Gov 8/28  
 Existing law prohibits a school district from permitting access to pupil records to any person without written parental consent or judicial order, except as provided. This bill would make various changes to access to pupil record provisions to conform them to federal law. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2601-2650/ab\\_2630\\_cfa\\_20080819\\_113912\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2601-2650/ab_2630_cfa_20080819_113912_sen_floor.html)

~~**AB 2694 Ma** Children's lead poisoning prevention Failed~~  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2651-2700/ab\\_2694\\_cfa\\_20080625\\_113322\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2651-2700/ab_2694_cfa_20080625_113322_sen_comm.html)

**AB 2697 Huffman** Boutique hospital requirements To Gov 8/15  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2651-2700/ab\\_2697\\_cfa\\_20080811\\_184246\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2651-2700/ab_2697_cfa_20080811_184246_asm_floor.html)

~~**AB 2717 Lieber** Special Ed: Due Process Burden of Proof Failed~~  
 Assigns the burden of proof (defined) to the school in a due process hearing, except with regard to the appropriateness of a unilateral parental placement or related services in a case where the parent or guardian is seeking tuition reimbursement for the placement or services. Sponsored by CA Ass for Parent-Child Advocacy. Fiscal implications still unresolved. Analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2701-2750/ab\\_2717\\_cfa\\_20080623\\_174907\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2701-2750/ab_2717_cfa_20080623_174907_sen_comm.html)

**AB 2759 Joines** Preschool Reforms To Gov 8/28  
 Renames and reforms Child Care Act for Preschoolers. Amended 8/22 - analysis:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2751-2800/ab\\_2759\\_cfa\\_20080828\\_181121\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2751-2800/ab_2759_cfa_20080828_181121_asm_floor.html)

~~**AB 2783 Plesecia** Special Ed: Foster Care 30 day assessment Failed~~  
 Assessments & IEPs: 30 day vs normal 60 days for Foster Children in Group Homes,  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2751-2800/ab\\_2783\\_bill\\_20080822\\_amended\\_sen\\_v94.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2751-2800/ab_2783_bill_20080822_amended_sen_v94.html)  
 Analysis before amendments:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2751-2800/ab\\_2783\\_cfa\\_20080616\\_162812\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2751-2800/ab_2783_cfa_20080616_162812_sen_comm.html)

~~**AB 2822 Duvall** English Language Acquisition Failed~~  
 Reclassification - Criteria used by schools for EL to English-fluent status.  
 Analysis before last amendments:  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2801-2850/ab\\_2822\\_cfa\\_20080415\\_114028\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2801-2850/ab_2822_cfa_20080415_114028_asm_comm.html)

~~**AB 2831 Fuller** Budget carry-over of special ed funds Failed~~  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2801-2850/ab\\_2831\\_cfa\\_20080401\\_152625\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2801-2850/ab_2831_cfa_20080401_152625_asm_comm.html)

~~**AB 2839 Huffman** Health Providers' Bill of Rights Failed~~  
 Prohibits health plan or insurer from requiring a health provider to execute an unfair & unreasonable agreement as a condition of entering into negotiations.  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2801-2850/ab\\_2839\\_cfa\\_20080506\\_154934\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2801-2850/ab_2839_cfa_20080506_154934_asm_comm.html)

~~**AB 2847 Krekorian** Medical Necessity determinations/appeals Failed~~  
[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2801-2850/ab\\_2847\\_cfa\\_20080513\\_155318\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2801-2850/ab_2847_cfa_20080513_155318_asm_comm.html)

**AB 2861 Hayashi** Mental Health Parity (Hsptl Emerg Rms) To Gov 8/31  
 CHA sponsoring to affirm the obligations of health plans & insurers to cover emergency mental health services consistent with existing coverage for mental illness and emotional disturbances under the same terms and conditions applied to other medical conditions. VCA has partial mental health parity for specified

conditions since AB 88 of 1999 requiring treatment parity for "serious mental illness" (SMI) for adults and a broader definition including autism for children. Also proposed AB 1887 of this year would expand parity to other mental illnesses specified in the Diagnostic & Statistical Manual of Mental Disorders (DSM)-IV to include less serious mental illness for adults such as low-grade depression and anxiety. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2851-2900/ab\\_2861\\_cfa\\_20080715\\_141611\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2851-2900/ab_2861_cfa_20080715_141611_asm_floor.html)

~~AB 2875 Furutani School Medi-Cal eligibility Failed~~

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2851-2900/ab\\_2875\\_cfa\\_20080527\\_203042\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2851-2900/ab_2875_cfa_20080527_203042_asm_floor.html)

~~AB 2890 Duvall Ed: Categorical programs block grants Failed~~

See also AB 2933. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2851-2900/ab\\_2890\\_cfa\\_20080415\\_114316\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2851-2900/ab_2890_cfa_20080415_114316_asm_comm.html)

~~AB 2909 Furutani Preschool Advisory Council Failed~~

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2901-2950/ab\\_2909\\_bill\\_20080222\\_introduced.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2901-2950/ab_2909_bill_20080222_introduced.html)

~~AB 2933 Comm Ed Ed finance: categorical programs Failed~~

Authored by seven Committee Dems to repeal 28 various programs and create a three block-grants for \$3.8 billion. See also AB 2890. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2901-2950/ab\\_2933\\_cfa\\_20080415\\_114326\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2901-2950/ab_2933_cfa_20080415_114326_asm_comm.html)

~~AB 2974 Solorio English language learners Failed~~

Accelerated EL Acquisition Pilot Program

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_2951-3000/ab\\_2974\\_cfa\\_20080429\\_154526\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_2951-3000/ab_2974_cfa_20080429_154526_asm_comm.html)

**AB 3083 Comm VA Mental health: veterans in crisis To Gov 8/18**

Requires counties to assist veterans in accessing federal services. Provides that a veteran shall not be denied services based on ability to obtain services through another entity as long as the mental health needs of the veteran are not currently being met. Also specifically include post-traumatic stress disorder in the definition of "serious mental disorder." See also SB 1401. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_3051-3100/ab\\_3083\\_cfa\\_20080625\\_112820\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_3051-3100/ab_3083_cfa_20080625_112820_sen_comm.html)

**ACR 109 Mendoza Read Across America Day (March 3<sup>rd</sup>) Chapt 13 '08**

**AJR 5 Hernandez Social Security Retirement Chapt 116 '07**

Request President & U.S. Congress to enact the Social Security Fairness Act (*the repeal Government Pension Offset & Windfall Elimination Provision*). Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_0001-0050/ajr\\_5\\_cfa\\_20070328\\_162218\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_0001-0050/ajr_5_cfa_20070328_162218_asm_floor.html)

**AJR 23 Hancock No Child Left Behind: Reauthorization Chapt 125 '07**

Urges Congress to amend NCLB to increase states' flexibility in implementation & fully fund mandates.

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_0001-0050/ajr\\_23\\_cfa\\_20070904\\_210658\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_0001-0050/ajr_23_cfa_20070904_210658_asm_floor.html)

**AJR 54 Laird State Children's Health Ins Program Adopted**

Request Congress to repeal Administration's directive of curtailments of SCHIP Children's' Health Care coverage

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_0051-0100/ajr\\_54\\_cfa\\_20080428\\_110730\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_0051-0100/ajr_54_cfa_20080428_110730_asm_comm.html)

**ACR 99 Swanson School nurses: salaries Chapt 93 '08**

Urges school districts to take the necessary steps to increase school nurse salaries to a level comparable salaries received by nurses employed by hospitals and clinics. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab\\_0051-0100/acr\\_99\\_cfa\\_20080711\\_120459\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/asm/ab_0051-0100/acr_99_cfa_20080711_120459_asm_floor.html)

~~**SB X1 14 Runer Medi-Cal "Minimum" Benefit Package Failed**~~

Realign Medi-Cal benefits to more closely resemble benefits offered through private health care coverage (*eliminate so called optionals including Speech Therapy, Audiology & hearing aids?*) Spot bill?

**SB 527 Steinberg Autism: screening guidelines To Gov 8/30**

*DDS with at least one regional center for ASD Early Screening, Intervention & Treatment Pilot Program to establish best practices.* Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_0501-0550/sb\\_527\\_cfa\\_20080708\\_153250\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_0501-0550/sb_527_cfa_20080708_153250_asm_comm.html)

**SB 564 Ridley-Thomas School Health Cntr Support Program To Gov 8/28**

Requires CA Dept of Public Health, to extent funds are appropriated (*note none at this time*), to establish a grant program to provide technical assistance & funding for the expansion, renovation & retrofitting of existing school health cntrs. DPH to develop new school health cntrs, in accordance with specified procedures. Schwarzenegger wants 500 school based health clinics (now 147). Analysis 9/7/07:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_0551-0600/sb\\_564\\_cfa\\_20070901\\_160935\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_0551-0600/sb_564_cfa_20070901_160935_asm_floor.html)



[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1251-1300/sb\\_1288\\_cfa\\_20080407\\_152751\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1251-1300/sb_1288_cfa_20080407_152751_sen_comm.html)

**SB 1298 Simitian CA Education Information System To Gov 8/28**

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1251-1300/sb\\_1298\\_cfa\\_20080715\\_152427\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1251-1300/sb_1298_cfa_20080715_152427_asm_comm.html)

~~**SB 1317 Steinberg Developmental services Failed**~~

career opportunity programs in post-school activities. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1301-1350/sb\\_1317\\_cfa\\_20080404\\_123415\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1301-1350/sb_1317_cfa_20080404_123415_sen_comm.html)

~~**SB 1332 Negrete McLeod MCal Managed Care (Seniors/Disabilities) Failed**~~

Establishes pilot Medi-Cal Managed Care Program (Riverside & San Bernardino Counties) requiring DHCS to provide a defined process, including legislative oversight & review, to ensure that state & fed governments meet obligations to provide full access to adequate health care to low-income seniors & persons with disabilities. Policy committee members advised additional amendments (i.e., as to mandate and referrals) prior to passage on a floor vote. As currently drafted this pilot could pave the way for mandatory managed care for seniors & those with disabilities statewide (included in Gov. Schwarzenegger's 2005 Medi-Cal redesign proposal). The Legislature has not approved other similar measures that would have mandated Medi-Cal managed care enrollment for seniors & people with disabilities. A recent study by Health Management Associates funded by Molina Health Plans projects that making enrollment in Medi-Cal managed care mandatory for senior beneficiaries & those with disabilities could save the state as much as \$192 million annually. Protection & Advocacy, a disability advocacy organization does not support Medi-Cal managed care for people with disabilities or mandatory enrollment policies. Opt-out provisions if services not offered? Arizona mandates cited in support. Opposed by Protection & Advocacy due to mandatory enrollment. See CA Healthcare Foundation standards as to access for those with disabilities. Rate methodology not sufficient for access to providers. Negative impact on county hospitals. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1301-1350/sb\\_1332\\_cfa\\_20080415\\_084934\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1301-1350/sb_1332_cfa_20080415_084934_sen_comm.html)

~~**SB 1364 Cedillo Autism Advisory Committee Failed**~~

Dept Public Health Adv Committee for state sanctioned best practice. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1351-1400/sb\\_1364\\_cfa\\_20080708\\_153308\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1351-1400/sb_1364_cfa_20080708_153308_asm_comm.html)

~~**SB 1385 Runner Teachers: salary schedules Failed**~~

**SB 1401 Simitian Armed forces: TBI screening To Gov 8/8**

Requires new outreach program. Existing law provides for certain rights & privileges for active members of the Armed Force, reservists & veterans, including members of the CA National Guard. CSHA supporting. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1401-1450/sb\\_1401\\_cfa\\_20080701\\_153710\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1401-1450/sb_1401_cfa_20080701_153710_asm_comm.html)

**SB 1402 Corbett Licensing: Internet reporting of crimes To Gov 8/19**

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1401-1450/sb\\_1402\\_cfa\\_20080813\\_174757\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1401-1450/sb_1402_cfa_20080813_174757_sen_floor.html)

**SB 1425 Steinberg Pupils: data To Gov 8/30**

Independent review board to review & respond to all requests for aggregate and individually identifiable data. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1401-1450/sb\\_1425\\_cfa\\_20080715\\_152412\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1401-1450/sb_1425_cfa_20080715_152412_asm_comm.html)

**SB 1437 Padilla CA Virtual Campus To Gov 8/30**

Current law requires a CA PUC program to advance universal telecommunications service by providing discounted rates to qualifying schools, libraries, hospitals, health clinics & community organizations (Ca Teleconnect Fund or CTF). This bill: CA Community Colleges and at least 10 pilot projects with community-based organizations to provide residents in low-income neighborhoods with access to broadband service and computers & online courses of study. eligible to participate in the CTF. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1401-1450/sb\\_1437\\_cfa\\_20080820\\_184359\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1401-1450/sb_1437_cfa_20080820_184359_asm_floor.html)

**SB 1442 Wiggins Pupils: supplemental instruction To Gov 8/19**

Authorizes school districts & charter schools to offer project-based learning, including career technical ed, funded by the state to provide remedial instruction after or before school, on weekends or during the summer. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1401-1450/sb\\_1442\\_cfa\\_20080818\\_103114\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1401-1450/sb_1442_cfa_20080818_103114_sen_floor.html)

**SB 1446 Romero High school exit exam: Special Ed To Gov 8/11**

Urgency measure: Extends current exemptions for two more years.

Exempts until 12/31/10, eligible pupils with disabilities from HSEE as a condition of receiving a HS diploma. Provides opportunity for eligible pupils with disabilities to receive a diploma by demonstrating through a standardized

evidence-based assessment that they have acquired the same knowledge & skills necessary to pass the exit exam. Several hundred thousand costs to the general fund. Republican opposition. Governor's veto anticipated?

Analysis 8/20:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1401-1450/sb\\_1446\\_cfa\\_20080820\\_184403\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1401-1450/sb_1446_cfa_20080820_184403_asm_floor.html)

~~SB 1454 Ridley Thomas Licensing: Advertising restrictions Failed~~

Existing law: unlawful for healing arts licensees to disseminate any form of public communication, as defined, containing a false, fraudulent, misleading, or deceptive statement, or image to induce the provision of services. Existing law authorizes advertising by these healing arts licensees to include certain general information.

As amended 4/7: *Existing* law requires health practitioner to disclose, while working, his or her name & license status, on a specified name tag with the exemption that a health practitioner whose license is prominently displayed in a practice or office. This bill would *exclude from that exemption a health care practitioner working in an outpatient clinic.* Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1451-1500/sb\\_1454\\_cfa\\_20080708\\_153239\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1451-1500/sb_1454_cfa_20080708_153239_asm_comm.html)

SB 1475 Torlakson Autism pilot program To Gov 8/21

DDS Early Autism Intervention & Transitional Services Program to improve the coordination of autism spectrum disorder services & programs between regional centers & schools for children from birth to 5 yrs. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1451-1500/sb\\_1475\\_cfa\\_20080816\\_122848\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1451-1500/sb_1475_cfa_20080816_122848_sen_floor.html)

~~SB 1490 Padilla Independent Contractors: Misclassifications Failed~~

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1451-1500/sb\\_1490\\_cfa\\_20080407\\_162011\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1451-1500/sb_1490_cfa_20080407_162011_sen_comm.html)

SB 1515 Kuehl Pupil Restraint & Seclusion To Gov 8/30

Requires schools to follow same limitations on the use of various forms of restraint that apply to state hospitals & psych units of facilities (i.e., SNFs & mental health rehab cntrs).

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1501-1550/sb\\_1515\\_cfa\\_20080828\\_171154\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1501-1550/sb_1515_cfa_20080828_171154_sen_floor.html)

~~SB 1521 Cedillo APLE loan assumptions: School nurses Failed~~

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1501-1550/sb\\_1521\\_cfa\\_20080407\\_153249\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1501-1550/sb_1521_cfa_20080407_153249_sen_comm.html)

SB 1522 Steinberg Health Plans & H. Ins Standards To Gov 8/31

Standardized insurance market by mandating five categories of coverage with notice to consumers. Eliminates junk policies. Republicans opposing.

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1501-1550/sb\\_1522\\_cfa\\_20080708\\_153138\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1501-1550/sb_1522_cfa_20080708_153138_asm_comm.html)

~~SB 1525 Kuehl Healthcare - Denials/Appeals: rates Failed~~

Provides for basic transparency and accountability (rates, reviewer names, types, and denial justifications) over the utilization review procedures used by health plans & medical groups with whom they contract. Note follow-up to LA health plan's medically necessity & denial abuses. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1501-1550/sb\\_1525\\_cfa\\_20080708\\_153209\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1501-1550/sb_1525_cfa_20080708_153209_asm_comm.html)

SB 1553 Health Plan Oversight (mental health parity) To Gov

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1551-1600/sb\\_1553\\_cfa\\_20080815\\_135020\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1551-1600/sb_1553_cfa_20080815_135020_sen_floor.html)

See Mar '08 Report: *Consumer Protection & CA Dept Managed Health Care*

<http://dist23.casen.govoffice.com/vertical/Sites/%7B6A93A017-DA3B-4A59-866F->

[E9FDC3D31EAB%7D/uploads/%7B269F1EAE-1CEE-4D29-945D-F0CB6BD21DE0%7D.PDF](http://dist23.casen.govoffice.com/vertical/Sites/%7B6A93A017-DA3B-4A59-866F-E9FDC3D31EAB%7D/uploads/%7B269F1EAE-1CEE-4D29-945D-F0CB6BD21DE0%7D.PDF)

SB 1563 Perata/Steinberg Autism: Health Plan Coverage To Gov 8/30

Note - one "no" vote Senator McClintock running for Congress

Medical necessity interpretations? Ties best practices to state guidelines that health plans & insurers utilize. CA's Legislative Blue Ribbon Commission on Autism states that private health plans often fail to provide consistent services & management for ASD. This bill requires Dept of Managed Health Care (DMHC) & Dept of Ins (DOI) with other state agencies, develop recommendations to ensure appropriate coverage. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1551-1600/sb\\_1563\\_cfa\\_20080819\\_210310\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1551-1600/sb_1563_cfa_20080819_210310_sen_floor.html)

DMHC Consulting & Advisory Committee information: <http://senweb03.sen.ca.gov/autism>

DMHC Bobbi Reagan, Assist Dpty Dir; Mary Gallagher, Chief, Div. Plan Survey

SB 1583 Corbett Independent contractor status To Gov 8/20

Provides that a person who, for money or other valuable consideration, knowingly advises an employer to treat an individual as an independent contractor to avoid employee status for the individual shall be jointly and severally liable with the

employer if the individual is not found to be an independent contractor. Exempts from the provisions re joint & several liability a person who provides advice to his or her employer or an attorney who provides legal advice in the course of practicing law. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1551-1600/sb\\_1583\\_cfa\\_20080815\\_143416\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1551-1600/sb_1583_cfa_20080815_143416_sen_floor.html)

~~SB 1603 Calderon Discount health programs Failed~~

Another industry bill sponsored by Consumer Health Alliance (CHA), a national trade association attempting to legitimize discount programs. Western Center on Law & Poverty opposes stating that many low-income clients have purchased discount health cards and have encountered problems thinking they had health ins. Note Dept of Managed Healthcare proposed regs have been long pending. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1601-1650/sb\\_1603\\_cfa\\_20080415\\_090536\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1601-1650/sb_1603_cfa_20080415_090536_sen_comm.html)

~~SB 1607 Romero Reading & language arts: ELL; framework To Gov 8/21~~

Revises '07 Reading/Language Arts framework to include language & content instruction specific to English language learners, especially those designated by CA English Language Development Test to be in the lowest 3 proficiency levels.

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1601-1650/sb\\_1607\\_cfa\\_20080816\\_111814\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1601-1650/sb_1607_cfa_20080816_111814_sen_floor.html)

~~SB 1608 Corbett Disability Access lawsuits To Gov 8/30~~

Early settlement/evaluation conferences including site inspections as one of the orders a Judge can require. Enacts the following provisions relative to disability access law:

- 1) establishes a 19-member CA Commission on Disability Access;
- 2) imposes notice requirements on attorneys when serving a defendant with a demand for money or complaint alleging physical access violations;
- 3) imposes additional inspection requirements on new construction of privately owned places of public accommodation;
- 4) provides for procedural litigation measures;
- 5) requires architects & local building inspectors to undergo specified CE & training regarding disability access laws;
- 6) revises standards for appealing actions re accessibility standards to the Building Standards Commission

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1601-1650/sb\\_1608\\_cfa\\_20080814\\_101923\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1601-1650/sb_1608_cfa_20080814_101923_asm_floor.html)

~~SB 1629 Steinberg Child Care & Preschool Programs To Gov 8/21~~

Establishes Early Learning Quality Improvement System Advisory Committee to develop recommendations on how to evaluate and improve the quality of child development programs providing services from birth to age five, including preschool, and establishes a framework for future resources necessary to achieve and maintain higher quality programs.

CDE contracts directly with several hundred agencies for licensed child care (centers & Family Child Care Home Education Networks) and preschools. In addition to Title 22 licensing requirements, these providers must also adhere to the CDE Title 5 regs, and are reimbursed per Standard Reimbursement Rate. Title 5 providers have the highest education, training and health & safety standards yet, in some counties, providers with the lowest standards (license-exempt) are paid at a higher reimbursement rate. Establishes the Early Learning Quality Improvement System Commission to develop policy & implementation plan by 12/09. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1601-1650/sb\\_1629\\_cfa\\_20080819\\_180217\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1601-1650/sb_1629_cfa_20080819_180217_sen_floor.html)

~~SB 1634 Steinberg Cleft palates - orthodontic coverage To Gov 8/21~~

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1601-1650/sb\\_1634\\_cfa\\_20080819\\_112826\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1601-1650/sb_1634_cfa_20080819_112826_sen_floor.html)

~~SB 1650 Torlakson Diagnostic assessment of pupils (STAR test) Failed~~

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1601-1650/sb\\_1650\\_cfa\\_20080414\\_155111\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1601-1650/sb_1650_cfa_20080414_155111_sen_comm.html)

~~SB 1656 Romero APLE S Loan Forgiveness (Juve teachers) Failed~~

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1651-1700/sb\\_1656\\_cfa\\_20080401\\_111453\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1651-1700/sb_1656_cfa_20080401_111453_sen_comm.html)

~~SB 1677 Scott Teachers: training Failed~~

Directs Legislative Analyst Office (LAO) to convene a committee to make recommendations for professional development & teacher training in all subject areas who work in schools that incorporate cross-discipline teaching. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1651-1700/sb\\_1677\\_cfa\\_20080708\\_153031\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1651-1700/sb_1677_cfa_20080708_153031_asm_comm.html)

~~SB 1766 McClintock Disability: small businesses & access Failed~~

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1751-1800/sb\\_1766\\_bill\\_20080222\\_introduced.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1751-1800/sb_1766_bill_20080222_introduced.html)

~~SB 1767 Alquist Electronic learning assessment resources To Gov 8/8~~

Authorizes CA Learning Resource Network information as to extent electronic learning resource assessment resources are compatible with state student data systems. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1751-1800/sb\\_1767\\_cfa\\_20080701\\_153632\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1751-1800/sb_1767_cfa_20080701_153632_asm_comm.html)

~~SB 1774 Corbett State Council Developmental Disabilities Failed~~

Expands current 29 member State Council on Developmental Disabilities to 30

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1751-1800/sb\\_1774\\_cfa\\_20080701\\_153635\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1751-1800/sb_1774_cfa_20080701_153635_asm_comm.html)

**SB 1779 Comm Licensing boards: technical changes To Gov 8/21**

Technical changes to various miscellaneous provisions pertaining to the health-related regulatory licensing boards (No SLPAB issues; note some OT licensing changes -- OTA sign record notes?). As amended 8/13:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_1751-1800/sb\\_1779\\_bill\\_20080813\\_amended\\_asm\\_v93.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_1751-1800/sb_1779_bill_20080813_amended_asm_v93.html)

**SCR 12 Alquist Traumatic Brain Injury Awareness Month Chapt 14 '07**

March of each year. Analysis:

[http://www.leginfo.ca.gov/pub/07-08/ill/sen/sb\\_0001-0050/scr\\_12\\_cfa\\_20070313\\_155300\\_sen\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/ill/sen/sb_0001-0050/scr_12_cfa_20070313_155300_sen_floor.html)

**SCR 40 Ackerman Legislative Resolution re SLP shortages Chapt 104 '07**

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_0001-0050/scr\\_40\\_bill\\_20070724\\_chaptered.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_0001-0050/scr_40_bill_20070724_chaptered.html)

Analysis:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_0001-0050/scr\\_40\\_cfa\\_20070507\\_140926\\_sen\\_comm.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_0001-0050/scr_40_cfa_20070507_140926_sen_comm.html)

**SCR 55 Perata Autism Chapt 127 '07**

Resolution extends the termination date of the Legislative Blue Ribbon Commission on Autism to Nov. 30, 2008.

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_0051-0100/scr\\_55\\_cfa\\_20070904\\_205818\\_asm\\_floor.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_0051-0100/scr_55_cfa_20070904_205818_asm_floor.html)

**SCR 97 Steinberg Autism Awareness Month (April) SCR 97 '08**

See Resolution:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_0051-0100/scr\\_97\\_bill\\_20080619\\_chaptered.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_0051-0100/scr_97_bill_20080619_chaptered.html)

See also: <http://senweb03.senate.ca.gov/autism>

**SCR 105 Steinberg Amyotrophic Lateral Sclerosis Chapt 64 '08**

Awareness Month - May (Lou Gehrig's disease). As introduced 4/14:

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_0101-0150/scr\\_105\\_bill\\_20080414\\_introduced.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_0101-0150/scr_105_bill_20080414_introduced.html)

**SJR 11 Correa National Children's Health Study Chapt 4 '08**

Request Congress & President to continue of funding for the National Children's Study, which is a longitudinal study focusing on a long-term observation of children's health as impacted by genetics & environmental conditions.

[http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb\\_0001-0050/sjr\\_11\\_bill\\_20080222\\_chaptered.html](http://www.leginfo.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sjr_11_bill_20080222_chaptered.html)

## CREDENTIALING

CTC staff proposals for Special Ed Credential Reforms being finalized for presentation to CTC Commission's meeting Nov. 6<sup>th</sup>. Proposals for new Communication Development Teacher Credential (*see training standards/authorization draft 8/20*) continue to cause concerns with title, overlapping SLP authorizations, inadequate training standards, confusion, implementation abuse, and inappropriate services to children with special education speech and language needs. See CSHA web under Legislation, What's New.

## LICENSING

### RPE Supervisor's Evaluation Form

After Aug. 22, 2008, applications for RPE supervisors must include supervisors with six hours of supervision coursework. See SLPAB FAQs.

SLPAB requires supervisors of RPE temporary licensees to record monthly evaluations. See suggested form:

[www.slpab.ca.gov](http://www.slpab.ca.gov)

Note also ASHA's "Clinical Fellowship Skills" Inventory and form for quarterly evaluations:

[www.asha.org/NR/rdonlyres/6E34E717-82AA-43DB-80D7-C256BDBB1326/0/CFSI.pdf](http://www.asha.org/NR/rdonlyres/6E34E717-82AA-43DB-80D7-C256BDBB1326/0/CFSI.pdf)

Proposed regs to alter RPE Supervisor coursework for inclusion in licensing CEs as well as change the follow-on requirement for three hours every two years to three hours every four years.

Next SLPAB meeting Nov. 20<sup>th</sup> LAX

## MEDI-CAL RATE CUTS

A Federal District Court set a hearing Aug. 28 in LA on the previous court stay of the 10% Medi-Cal provider rate reduction that went into effect 7/1/08. Existing rate cutbacks were restored by the court.

The Legislature has so far rejected the Governor's other Medi-Cal proposals that called for permanent elimination of 11 Medi-Cal benefits including speech therapy and Audiology (the so - called "optional benefits" that the federal government does not require of the states. With the budget standoff continuing, all previous spending cut proposals could be reconsidered in a budget deal.

## FEDERAL

### MEDICARE

#### **HR 6331 Medicare relief passes with Congress over-riding the President's veto!**

*Blocks a 10.6% provider payment cut;*

*Extends the therapy cap exceptions process through Jan. 2010;*

*Recognizes private practice SLPs to bill Medicare;*

*Allows audiologists to participate in the Physician Quality Reporting Initiative.*

### Medicare Hospital Audits

**New review slams RAC audits! Watch for corrective action in next Congress! HR 4105** (Lois Capps, D-CA) would impose on e year moratorium on the use of Recovery Audit Contractors under the Medicare Recovery Program until further evaluation can be conducted Co-sponsored by fifteen CA congresspersons.

**The Recovery Audit Contractor (RAC) rules were scheduled to change?** The original controversial pilot program in CA, Fla, and NY has evolved into a permanent RAC program anticipated to be implemented (fall 2008?). CMS has recently issued a report on RAC and their improvements to include: Certified coders & a medical director on staff for the review; a limit on the number of records reviewed; a new appeals process for denials, including those denials based upon medical necessity. See also HR 4105 below.

[www.cms.hhs.gov/transmittals/downloads/r322OTN.pdf](http://www.cms.hhs.gov/transmittals/downloads/r322OTN.pdf)

**HR 4105** (Lois Capps, D-CA) would impose on e year moratorium on the use of Recovery Audit Contractors under the Medicare Recovery Program until further evaluation can be conducted Co-sponsored by fifteen CA congresspersons.

#### **ICD-10 by 2011**

CMS (Centers for Medicare & Medicaid Services) on Aug. 22 published in the *Federal Register* proposed rules to adopt the **ICD-10 code sets** and HIPAA 5010 transactions standards.