

RPEA LEGISLATIVE BILL SUMMARY REPORT 5/10/2024 ON BEHALF OF PAT & AARON - AARON READ & ASSOCIATES

AB 486

(Kalra D) Long-term health facilities: citation appeals.

Current Text: Amended: 7/3/2023 [html](#) [pdf](#)

Introduced: 2/7/2023

Last Amend: 7/3/2023

Status: 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was JUD. on 6/14/2023)(May be acted upon Jan 2024)

Location: 7/14/2023-S. 2 YEAR

Summary: The Long-Term Care, Health, Safety, and Security Act of 1973 generally requires the State Department of Public Health to license and regulate long-term health care facilities and to establish an inspection and reporting system to ensure that long-term health care facilities are in compliance with state statutes and regulations. The act divides violations into classes AA, A, and B, depending on the severity and probability of the harm resulting or that could result from the violation. Under existing law, if a licensee decides to contest a class "AA" or "A" citation, the licensee is required, within 15 business days of the service of the citation, to inform the director of the licensee's intent to adjudicate the validity of the violation in the superior court, and to file that action within 90 days, as specified. Current law requires a licensee who desires to contest a class "B" citation to, within 15 working days after service of the citation, notify the director or the director's designee that the licensee wishes to appeal the citation through specified department administrative adjudicatory procedures, or elects to submit the matter to binding arbitration through the American Arbitration Association. This bill would delete the civil action provisions for contesting a class "AA" or "A" citation, and would make those citation classifications subject to the administrative proceedings applicable for contesting a class "B" citation. The bill would authorize an administrative law judge to affirm, modify, or dismiss a citation, the class of a citation, or the proposed penalty. The bill would authorize a licensee to seek judicial review of an administrative law judge's decision. The bill would make related conforming changes and various technical, nonsubstantive changes.

Client	Position	Priority	Assigned To
RPEA	O2	PM	AR, PM

AB 820

(Reyes D) State boards and commissions: seniors.

Current Text: Amended: 7/3/2023 [html](#) [pdf](#)

Introduced: 2/13/2023

Last Amend: 7/3/2023

Status: 9/1/2023-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/14/2023)(May be acted upon Jan 2024)

Location: 9/1/2023-S. 2 YEAR

Summary: Current law requires the Governor and every other appointing authority to, in making appointments to state boards and commissions, be responsible for nominating a variety of persons of different backgrounds, abilities, interests, and opinions in compliance with the policy that the composition of state boards and commissions shall be broadly reflective of the general public including ethnic minorities and women. This bill would require the composition of various advisory groups and bodies to include a state agency official responsible for administering programs that serve, or state commission official that advocates on behalf of, older adults, as defined, or a representative from an organization that serves or advocates on behalf of older adults.

Client	Position	Priority	Assigned To
RPEA	S2	PM	AR, PM

AB 1246

(Nguyen, Stephanie D) Public employees' retirement: Public Employees' Retirement System optional settlements: Judges' Retirement System II monthly allowance adjustments.

Current Text: Amended: 9/1/2023 [html](#) [pdf](#)

Introduced: 2/16/2023

Last Amend: 9/1/2023

Status: 9/14/2023-Failed Deadline pursuant to Rule 61(a)(14). (Last location was INACTIVE FILE on 9/11/2023)(May be acted upon Jan 2024)

Location: 9/14/2023-S. 2 YEAR

Summary: Current law permits a member of the Public Employees' Retirement System (PERS) who retires on or before December 31, 2017, to elect from among several optional settlements for

the purpose of structuring the member's retirement allowance. Current law also permits a member of PERS who retires on or after January 1, 2018, to elect from among several other optional settlements for the purpose of structuring their retirement allowance. Current law prohibits a member who elects to receive specified optional settlements from changing the member's optional settlement and designated beneficiary after election of an optional settlement unless a specified event occurs, including the death of a beneficiary who predeceased the member, a dissolution of marriage or a legal separation in which the judgment dividing the community property awards the total interest in the retirement system to the retired member, or in an annulment of marriage in which the court confirms the annulment. This bill would, commencing January 1, 2025, permit a member who elected to receive a specified optional settlement at retirement, if the member's former spouse was named as beneficiary and a legal judgment awards only a portion of the interest in the retirement system to the retired member, to elect to add their new spouse as the beneficiary of the member's interest, subject to meeting certain conditions.

Client	Position	Priority	Assigned To
RPEA	COSPONSOR	PM	AR, PM

AB 1968 (Jackson D) CalFresh: supplemental nutrition assistance for senior citizens.

Current Text: Amended: 4/4/2024 [html](#) [pdf](#)

Introduced: 1/30/2024

Last Amend: 4/4/2024

Status: 4/24/2024-In committee: Set, first hearing. Referred to suspense file.

Location: 4/24/2024-A. APPR. SUSPENSE FILE

Calendar: 5/16/2024 Upon adjournment of Session - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS SUSPENSE, WICKS, BUFFY, Chair

Summary: Current federal law provides for the federal Supplemental Nutrition Assistance Program (SNAP), known in California as CalFresh, under which supplemental nutrition assistance benefits allocated to the state by the federal government are distributed to eligible individuals by each county. Under current law, the Supplemental Security Income/State Supplementary Program for the Aged, Blind, and Disabled (SSI/SSP) is, pursuant to contract, administered by the federal government and the department. This program provides cash assistance to low-income aged, blind, and disabled persons. Current law requires the department to also establish the California Food Assistance Program (CFAP) to provide nutrition benefits to households that are ineligible for CalFresh benefits solely due to their immigration status, as specified. Existing law requires that CFAP benefits be equivalent to SNAP benefits. Under current law, operative on the date that the department notifies the Legislature that the Statewide Automated Welfare System can perform the necessary automation for this purpose, an individual 55 years of age or older is eligible for CFAP benefits, subject to an appropriation. Current law generally requires the federal and state laws and regulations governing the SSI/SSP program to also govern the Cash Assistance Program for Immigrants (CAPI). This bill would require, on or before January 1, 2026, and on an annual basis thereafter, the State Department of Social Services to create a system to automatically enroll and to enroll in the CalFresh program and the CFAP qualifying individuals who meet the eligibility requirements of the SSI/SSP and those who meet the eligibility requirements of the CAPI, as specified. The bill would require, commencing January 1, 2026, or after the automatic enrollment process takes effect, whichever is sooner, the department to require county eligibility workers to regularly contact qualifying individuals who meet those requirements to notify them of their estimated potential benefit, including through notice by mail.

Client	Position	Priority	Assigned To
RPEA	S2	PM	AR, PM

AB 1989 (Mathis R) Senior legal services.

Current Text: Amended: 4/10/2024 [html](#) [pdf](#)

Introduced: 1/30/2024

Last Amend: 4/10/2024

Status: 5/1/2024-In committee: Set, first hearing. Referred to suspense file.

Location: 5/1/2024-A. APPR. SUSPENSE FILE

Calendar: 5/16/2024 Upon adjournment of Session - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS SUSPENSE, WICKS, BUFFY, Chair

Summary: Current law requires the California Department of Aging to establish a task force of certain members to study and make recommendations to the Legislature on the improvement of legal services delivery to senior citizens in California by exploring specified matters, including ways to ensure uniformity in the provision of legal services throughout the state and the possible establishment of a statewide legal hotline for seniors. Current law requires the task force to report

and make its recommendations to the Legislature on or before September 1, 2002. This bill would require the department to establish a similar task force or to utilize an existing subcommittee, working group, task force, or committee to assess the implementation of the recommendations made pursuant to the above-mentioned provisions, make additional recommendations by exploring the same matters explored by the initial task force, and to report the assessment and make its recommendations to the Legislature on or before September 1, 2026, either in a separate report or as part of an existing report.

Client	Position	Priority	Assigned To
RPEA	S3	PM	AR, PM

AB 1993 (Kalra D) Residential care facilities for the elderly: maximum number of residents.

Current Text: Introduced: 1/30/2024 [html](#) [pdf](#)

Introduced: 1/30/2024

Status: 4/17/2024-In committee: Set, first hearing. Referred to suspense file.

Location: 4/17/2024-A. APPR. SUSPENSE FILE

Calendar: 5/16/2024 Upon adjournment of Session - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS SUSPENSE, WICKS, BUFFY, Chair

Summary: The California Residential Care Facilities for the Elderly Act (act), requires the State Department of Social Services to license, inspect, and regulate residential care facilities for the elderly, as defined, and imposes criminal penalties on a person who violates the act or who willfully or repeatedly violates any rule or regulation adopted under the act. Under current law, whether or not unrelated persons are living together, a residential care facility for the elderly that serves 6 or fewer persons is considered a residential use of property, as specified. This bill would increase the maximum number of residents served for purposes of those provisions from 6 to 10.

Client	Position	Priority	Assigned To
RPEA	W	PM	AR, PM

AB 2075 (Alvarez D) Resident Access Protection Act.

Current Text: Amended: 4/25/2024 [html](#) [pdf](#)

Introduced: 2/5/2024

Last Amend: 4/25/2024

Status: 4/29/2024-Re-referred to Com. on APPR.

Location: 4/23/2024-A. APPR.

Calendar: 5/15/2024 9:30 a.m. - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS, WICKS, BUFFY, Chair

Summary: Would enact the Resident Access Protection Act. The act would provide a resident of a long-term care facility with the right to in-person, onsite access to a visitor or a health care and social services provider during a public health emergency in which visitation rights of residents are curtailed by a state or local order, as specified. The act would prescribe how a resident may leave their long-term care facility on outings during a public health emergency. The act would require a long-term care facility, among other things, to provide safety protocols required of care staff, visitors, and health and social services providers during a public health emergency to the residents, resident representatives, and visitors in writing. A violation of the act would be a crime and subject to civil penalties. By creating a new crime, this bill would impose a state-mandated local program.

Client	Position	Priority	Assigned To
RPEA	S2	PM	AR, PM

AB 2200 (Kalra D) Guaranteed Health Care for All.

Current Text: Amended: 4/30/2024 [html](#) [pdf](#)

Introduced: 2/7/2024

Last Amend: 4/30/2024

Status: 5/1/2024-Re-referred to Com. on APPR.

Location: 4/23/2024-A. APPR.

Calendar: 5/15/2024 9:30 a.m. - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS, WICKS, BUFFY, Chair

Summary: Current law provides for the regulation of health insurers by the Department of Insurance. Current law provides for the Medi-Cal program, which is administered by the State Department of Health Care Services, under which qualified low-income individuals receive health care services. The Medi-Cal program is, in part, governed and funded by federal Medicaid program provisions. This bill, the California Guaranteed Health Care for All Act, would create the California Guaranteed Health Care for All program, or CalCare, to provide comprehensive universal single-

payer health care coverage and a health care cost control system for the benefit of all residents of the state. Under the bill, CalCare would be a health care service plan subject to Knox-Keene. The bill, among other things, would provide that CalCare cover a wide range of medical benefits and other services and would incorporate the health care benefits and standards of other existing federal and state provisions, including the federal Children's Health Insurance Program, Medi-Cal, ancillary health care or social services covered by regional centers for persons with developmental disabilities, Knox-Keene, and the federal Medicare Program. The bill would make specified persons eligible to enroll as CalCare members during the implementation period, and would provide for automatic enrollment. The bill would require the board to seek all necessary waivers, approvals, and agreements to allow various existing federal health care payments to be paid to CalCare, which would then assume responsibility for all benefits and services previously paid for with those funds.

Client	Position	Priority	Assigned To
RPEA	O1	PM	AR, PM

AB 2207 (Reyes D) State boards and commissions: representatives of older adults.

Current Text: Introduced: 2/7/2024 [html](#) [pdf](#)

Introduced: 2/7/2024

Status: 5/9/2024-Read second time. Ordered to Consent Calendar.

Location: 5/8/2024-A. CONSENT CALENDAR

Calendar: 5/13/2024 #141 ASSEMBLY CONSENT CALENDAR 1ST DAY-ASSEMBLY BILLS

Summary: Current law establishes the California Commission on Aging composed of 25 persons, as specified, and requires the commission to hire an executive director. Current law also establishes the California Department of Aging and provides for a director of that department. Existing law establishes various state boards and commissions to address public health concerns throughout the state and generally requires that individuals appointed to these state entities be broadly reflective of the general public. This bill would expand the membership of the Alzheimer's Disease and Related Disorders Advisory Committee, the California Health Workforce Education and Training Council, the California Workforce Development Board, the California Behavioral Health Planning Council, the Mental Health Services Oversight and Accountability Commission, and the Interagency Council on Homelessness to include the Executive Director of the California Commission on Aging, the Director of the California Department of Aging, or both, or other persons that serve or advocate for older adults, as specified.

Client	Position	Priority	Assigned To
RPEA	S1	PM	AR, PM

AB 2410 (Wallis R) Meal program: senior citizens.

Current Text: Amended: 3/21/2024 [html](#) [pdf](#)

Introduced: 2/12/2024

Last Amend: 3/21/2024

Status: 5/1/2024-In committee: Set, first hearing. Referred to suspense file.

Location: 5/1/2024-A. APPR. SUSPENSE FILE

Calendar: 5/16/2024 Upon adjournment of Session - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS SUSPENSE, WICKS, BUFFY, Chair

Summary: Current law authorizes the California Department of Aging to make specified funds available for nutrition projects serving the needs of individuals 60 years of age or over and their spouses, as specified. The McCarthy-Kennick Nutrition Program for the Elderly Act of 1972, among other things, establishes the Nutrition Reserve Fund for the purpose of maintaining existing nutrition services and lending moneys to senior nutrition projects, as specified. Current law requires the California Commission on Aging, with the approval of the Secretary of the California Health and Human Services Agency, to develop and submit to the federal government a state plan for implementing the federal Older Americans Act of 1965, as amended, by May 1 of each year. This bill would require the above-described state plan to include the establishment of projects that would provide, at least 5 days per week, at least one meal per day and any additional meals the contracting agency or organization may elect to provide, to be made available for pickup by eligible individuals 60 years of age or older.

Client	Position	Priority	Assigned To
RPEA	W	PM	AR, PM

AB 3207 (Patterson, Joe R) The Secure Seniors Protection Act.

Current Text: Amended: 4/25/2024 [html](#) [pdf](#)

Introduced: 2/16/2024

Last Amend: 4/25/2024

Status: 5/8/2024-In committee: Set, first hearing. Referred to suspense file.

Location: 5/8/2024-A. APPR. SUSPENSE FILE

Calendar: 5/16/2024 Upon adjournment of Session - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS SUSPENSE, WICKS, BUFFY, Chair

Summary: Would enact the Secure Seniors Protection Act, and require the State Department of Social Services to, subject to an appropriation, on or before January 1, 2026, establish and administer a toll-free hotline to assist all Californians in dealing with scams, as provided. The bill would require the State Department of Social Services to ensure that the program and its staff are equipped to meet the needs of individuals who are 60 years of age and older. The bill would require, on or before January 31, 2027, and annually thereafter, the State Department of Social Services to submit a report to the Legislature and the relevant policy committees containing, among other things, the number of seniors served, the types of problems the program assisted seniors with, and recommendations for improving the program.

Client	Position	Priority	Assigned To
RPEA	W	PM	AR, PM

ACA 22

(Jones-Sawyer D) Legislature: retirement.

Current Text: Introduced: 3/14/2024 [html](#) [pdf](#)

Introduced: 3/14/2024

Status: 3/14/2024-Read first time. To print.

Location: 3/14/2024-A. PRINT

Summary: Would authorize a Member of the Legislature who is first elected to the Legislature for a term commencing on or after December 3, 2024, to elect to participate in the Public Employees' Retirement System in any state retirement plan in which a majority of the employees of the state may participate. The measure would provide that retirement credit earned by a person through service in another state or local government agency may qualify for credit in that state retirement plan. The measure would permit the State to pay only the employer's contribution necessary for participation in the Public Employees' Retirement System.

Client	Position	Priority	Assigned To
RPEA	S	PM	AR, PM

SB 252

(Gonzalez D) Public retirement systems: fossil fuels: divestment.

Current Text: Amended: 5/18/2023 [html](#) [pdf](#)

Introduced: 1/30/2023

Last Amend: 5/18/2023

Status: 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was P.E. & R. on 6/8/2023)(May be acted upon Jan 2024)

Location: 7/14/2023-A. 2 YEAR

Summary: Would prohibit the boards of the Public Employees' Retirement System and the State Teachers' Retirement System from making new investments or renewing existing investments of public employee retirement funds in a fossil fuel company, as defined. The bill would require the boards to liquidate investments in a fossil fuel company on or before July 1, 2031. The bill would temporarily suspend the above-described liquidation provision upon a good faith determination by the board that certain conditions materially impact normal market mechanisms for pricing assets, as specified, and would make this suspension provision inoperative on January 1, 2035. The bill would provide that it does not require a board to take any action unless the board determines in good faith that the action is consistent with the board's fiduciary responsibilities established in the California Constitution.

Client	Position	Priority	Assigned To
RPEA	W	PM	AR, PM

SB 278

(Dodd D) Elder abuse.

Current Text: Amended: 5/16/2023 [html](#) [pdf](#)

Introduced: 2/1/2023

Last Amend: 5/16/2023

Status: 7/14/2023-Failed Deadline pursuant to Rule 61(a)(10). (Last location was B. & F. on 6/1/2023)(May be acted upon Jan 2024)

Location: 7/14/2023-A. 2 YEAR

Summary: The Elder Abuse and Dependent Adult Civil Protection Act establishes various procedures for the reporting, investigation, and prosecution of elder and dependent adult abuse. Current law defines financial abuse for those purposes and provides that it occurs when, among

other instances, a person or entity takes, secretes, appropriates, obtains, or retains, or assists in taking, secreting, appropriating, obtaining, or retaining, real or personal property of an elder or dependent adult for a wrongful use or with intent to defraud, or both. Current law requires a person or entity to be deemed to have taken, secreted, appropriated, obtained, or retained property for a wrongful use if, among other things, the person or entity takes the property and the person or entity knew or should have known that the conduct is likely to be harmful to the elder or dependent adult. Current law requires the court to award specified costs if a defendant is found liable for financial abuse, as specified. Current law makes the failure to report, or impeding or inhibiting a report of, among other things, financial abuse of an elder or dependent adult, in violation of certain reporting requirements a misdemeanor. This bill would add to the definition of "financial abuse" knowingly aiding and abetting in the taking, secreting, appropriating, obtaining, or retaining real or personal property of an elder or dependent adult for a wrongful use or with intent to defraud, or both. The bill would also define "assists" for those purposes.

Client	Position	Priority	Assigned To
RPEA	S2	PM	AR, PM

SB 875

(Glazer D) Health and care facilities: residential care facilities for the elderly: referral agencies.

Current Text: Amended: 1/11/2024 [html](#) [pdf](#)

Introduced: 2/17/2023

Last Amend: 1/11/2024

Status: 1/29/2024-Read third time. Passed. (Ayes 32. Noes 0.) Ordered to the Assembly. In Assembly. Read first time. Held at Desk.

Location: 1/29/2024-A. DESK

Summary: The California Residential Care Facilities for the Elderly Act prohibits a placement agency, as defined, from placing an individual in a licensed residential care facility for the elderly if the individual, because of a health condition, cannot be cared for within the limits of the license or requires inpatient care in a health facility. The act requires an employee of a placement agency who knows, or reasonably suspects, that a facility is improperly operating without a license to report the facility to the State Department of Social Services, and requires the department to investigate those reports. The act further requires a placement agency to notify the appropriate licensing agency of any known or suspected incidents that would jeopardize the health or safety of residents in a facility. The act specifically makes a violation of these requirements a crime. Current law requires a referral agency to obtain a license from the State Department of Public Health in order to refer a person to any extended care facility, skilled nursing home, or intermediate care facility. Current law exempts a local public agency performing referral services without cost from these provisions. Under current law, a violation of these provisions is subject to a civil penalty and suspension or revocation of the license. This bill would additionally require a referral agency to obtain a license from the State Department of Social Services in order to refer a person to a residential care facility for the elderly. The bill would prohibit an extended care facility, skilled nursing home, intermediate care facility, or residential care facility for the elderly from paying a commission or fee to a referral agency that is not licensed, as specified. The bill would prohibit a referral agency from holding any power of attorney or any other property of a person receiving referral services, or to receive or hold a client's property in any capacity. With respect to a residential care facility for the elderly, the bill would require a referral agency to disclose specified information to each person receiving its services, and to maintain records of those disclosures for a period of 3 years, as specified. The bill would specify that a referral agency licensee would be subject to specified provisions relating to placement agencies for residential care facilities for the elderly.

Client	Position	Priority	Assigned To
RPEA	W	PM	AR, PM

SB 1352

(Wahab D) Continuing care retirement communities.

Current Text: Amended: 4/17/2024 [html](#) [pdf](#)

Introduced: 2/16/2024

Last Amend: 4/17/2024

Status: 4/30/2024-Read second time. Ordered to third reading.

Location: 4/30/2024-S. THIRD READING

Calendar: 5/13/2024 #59 SENATE SENATE BILLS -THIRD READING FILE

Summary: Current law provides that all residents in residential living units, as defined to mean a living unit in a continuing care retirement community, shall have certain specified rights, such as the right to live in an environment that enhances personal dignity, maintains independence, and

encourages self-determination, and the right to participate in activities that meet individual physical, intellectual, social, and spiritual needs. Under current law, in addition to any statutory or regulatory bill of rights required to be provided to residents of residential care facilities for the elderly or skilled nursing facilities, a provider of continuing care retirement services is required to provide a copy of the rights specified for residents in residential living units to each resident at the time or before the resident signs a continuing care contract, and at any time when the resident is proposed to be moved to a different level of care. A violation of these provisions is subject to a civil penalty. This bill would revise those provisions to expressly require a continuing care retirement community provider, at the time or before a resident signs a continuing care contract, and when the resident is proposed to be moved to a different level of care, to provide the resident with a copy of the above-described rights, a copy of the residential care facility for the elderly bill of rights, and, if the continuing care contract provides skilled nursing services, a copy of the rights applicable to residents of skilled nursing facilities.

Client	Position	Priority	Assigned To
RPEA	W	PM	AR, PM

SB 1406 (Allen D) Residential care facilities for the elderly: resident services.

Current Text: Amended: 4/22/2024 [html](#) [pdf](#)

Introduced: 2/16/2024

Last Amend: 4/22/2024

Status: 4/29/2024-April 29 hearing: Placed on APPR suspense file.

Location: 4/29/2024-S. APPR. SUSPENSE FILE

Calendar: 5/16/2024 Upon adjournment of Session - 1021 O Street, Room 2200 SENATE APPROPRIATIONS SUSPENSE, CABALLERO, ANNA, Chair

Summary: Existing law, the California Residential Care Facilities for the Elderly Act (act), requires the State Department of Social Services to license, inspect, and regulate residential care facilities for the elderly, as defined, and imposes criminal penalties on a person who violates the act or who willfully or repeatedly violates any rule or regulation adopted under the act. Existing law gives residents of those facilities specified rights, including, but not limited to, the right to be accorded dignity in their personal relationships with staff, residents, and other persons, and the right to reasonable accommodation of individual needs and preferences in all aspects of life in the facility, except when the health or safety of the individual or other residents would be endangered. This bill would add to those rights the right to request, refuse, or discontinue a service. The bill would prohibit a residential care facility for the elderly from providing a service that the resident has refused or discontinued, or from charging the resident for the service, as specified. The bill would also authorize that a refusal or discontinuation of services that would result in the health or safety of the resident, or other residents or staff, being unreasonably endangered, would constitute grounds for eviction. This bill contains other related provisions and other existing laws.

Client	Position	Priority	Assigned To
RPEA	W	PM	AR, PM

Total Measures: 17

Total Tracking Forms: 17