

AMENDED IN ASSEMBLY APRIL 18, 2016

AMENDED IN ASSEMBLY MARCH 18, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2345**

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**Introduced by Assembly Member Ridley-Thomas**

February 18, 2016

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An act to add *and repeal* Chapter 6 (commencing with Section 127650) ~~to~~ of Part 2 of Division 107 of the Health and Safety Code, relating to health care.

LEGISLATIVE COUNSEL'S DIGEST

AB 2345, as amended, Ridley-Thomas. Commission on Health Care Cost Review.

Existing law establishes various programs relating to health policy and planning in this state. Existing law establishes the California Health Benefit Review Program to assess legislation that proposes to mandate or repeal a mandated health benefit or service, as defined, and to prepare a written analysis with relevant data on specified information, including public health impacts and financial impacts.

This bill would establish the Commission on Health Care Cost Review to study and report every 2 years to the Assembly and Senate Committees on Health on public policies affecting health care costs and access to health care coverage in California. The commission would be comprised of 5 members, with 3 members appointed by the Governor, one member appointed by the Senate Committee on Rules, and one member appointed by the Speaker of the Assembly, subject to 4-year terms. The bill would authorize the Department of Managed Health Care to accept voluntary contributions to be deposited into the Health

Care Affordability Fund, which the bill would create in the State Treasury, to fund, upon appropriation by the Legislature, the costs of the operation of the commission. The bill would provide that the implementation of these provisions is contingent upon a determination of the department that sufficient voluntary contributions exist or will exist in the Health Care Affordability Fund. *The bill would repeal these provisions on either January 1, 2020, if the department does not, by December 31, 2019, notify the Legislature that it has received sufficient voluntary contributions to fund the costs of operation of the commission, or on January 1, 2025, if the department, by December 31, 2019, notifies the Legislature that it has received sufficient voluntary contributions to fund the costs of operation of the commission.*

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

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

1 SECTION 1. Chapter 6 (commencing with Section 127650)  
2 is added to Part 2 of Division 107 of the Health and Safety Code,  
3 to read:

4  
5 CHAPTER 6. COMMISSION ON HEALTH CARE COST REVIEW  
6

7 127650. The Commission on Health Care Cost Review is  
8 hereby created.

9 127651. (a) The commission shall consist of five members.  
10 Three members shall be appointed by the Governor, one member  
11 shall be appointed by the Senate Committee on Rules, and one  
12 member shall be appointed by the Speaker of the Assembly. Each  
13 member shall serve a term of four years.

14 (b) Members of the commission shall not receive compensation.  
15 The commission may conduct virtual meetings.

16 127652. (a) The commission shall study and analyze public  
17 policies affecting health care costs and access to health care  
18 coverage in California.

19 (b) (1) The commission shall report its findings to the Assembly  
20 and Senate Committees on Health every two years.

21 (2) A report submitted pursuant to subdivision (a) shall be  
22 submitted in compliance with Section 9795 of the Government  
23 Code.

1 127653. (a) The Department of Managed Health Care may  
2 accept voluntary contributions to pay for the costs of operation of  
3 the commission established under this chapter. These voluntary  
4 contributions shall be deposited into the Health Care Affordability  
5 Fund, which is hereby created in the State Treasury. The moneys  
6 in the Health Care Affordability Fund ~~shall be~~ *are* available, upon  
7 appropriation by the Legislature, for purposes of funding the costs  
8 of the operation of the commission. ~~No state~~ *State* funds shall *not*  
9 be used to fund the operation of the commission established under  
10 this chapter.

11 (b) The implementation of this chapter ~~shall be~~ *is* contingent  
12 upon a determination by the Department of Managed Health Care  
13 that sufficient voluntary contributions exist or will exist in the  
14 Health Care Affordability Fund. Upon making this ~~determination~~  
15 *determination*, the Department of Managed Health Care shall notify  
16 the Legislature that sufficient voluntary contributions exist or will  
17 exist in the Health Care Affordability Fund.

18 127654. (a) *If the Department of Managed Health Care does*  
19 *not, by December 31, 2019, notify the Legislature that it has*  
20 *received sufficient voluntary contributions to fund the costs of*  
21 *operation of the commission established under this chapter, this*  
22 *chapter shall be repealed on January 1, 2020.*

23 (b) *If the Department of Managed Health Care, by December*  
24 *31, 2019, notifies the Legislature that it has received sufficient*  
25 *voluntary contributions to fund the costs of operation of the*  
26 *commission established under this chapter, this chapter shall be*  
27 *repealed on January 1, 2025.*