This form is required for the Legislative Program Committee to consider taking an advocacy position on an issue or legislative item.

<table>
<thead>
<tr>
<th>BILL NUMBER:</th>
<th>AUTHOR:</th>
</tr>
</thead>
<tbody>
<tr>
<td>SB 867</td>
<td>Senator Richard Dale Roth</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>INTRO/AMEND DATE:</th>
<th>AUTHOR’S POLITICAL PARTY:</th>
</tr>
</thead>
<tbody>
<tr>
<td>April 5, 2016</td>
<td>Democrat</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>BILL STATUS:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>4/5/2016 9:30 a.m. - John L. Burton Hearing Room (4203)</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>1) BILL SUBJECT:</th>
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<tbody>
<tr>
<td>SB867 (Roth), which re-authorizes the Richie’s fund for pediatric trauma center funding</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>2) FROM DEPARTMENT:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Health and Emergency Medical Services Agency</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>3) IS THIS ITEM SPECIFICALLY REFERENCED IN THE LEGISLATIVE PLATFORM?</th>
</tr>
</thead>
<tbody>
<tr>
<td>No</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>4) WHICH POLICY-RELATED MATTER IS OF CONCERN WITH THIS BILL?</th>
</tr>
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<tbody>
<tr>
<td>Public Safety: Removes sunset date of 1/1/2017 continuing funding for Pediatric Trauma Centers.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>5) HOW WOULD THIS BILL IMPACT THE COUNTY? (Current practices, responsibility, authority, pros/cons, affected programs and/or services, etc.)</th>
</tr>
</thead>
<tbody>
<tr>
<td>On 3/16/2016 a) the Board of Supervisors approved and authorized an agreement between the Public Health Department and Santa Barbara Cottage Hospital Level II Pediatric Trauma Center to receive Maddy Fund distributions pursuant to the Richie Pediatric Trauma Fund legislation in an amount not to exceed $598,000. This Bill will allow Richie to continue past its sunset date of January 1, 2017 and provide continued funding for the Cottage Pediatric Level II Trauma Center.</td>
</tr>
</tbody>
</table>

Existing law establishes the Maddy Emergency Medical Services (EMS) Fund, and authorizes each county to establish an emergency medical services fund for reimbursement of costs related to emergency medical services. Existing law, until January 1, 2017, authorizes county boards of supervisors to elect to levy an additional penalty, for deposit into the EMS Fund, in the amount of $2 for every $10 upon fines, penalties, and forfeitures collected for criminal offenses. Existing law, until January 1, 2017, requires 15% of the funds collected pursuant to that provision to be used to provide funding for pediatric trauma centers. This bill would extend the operative date of these provisions indefinitely. (Based on text date 1/11/2016) |

<table>
<thead>
<tr>
<th>6) IMPACT ON COUNTY PROGRAM:</th>
</tr>
</thead>
<tbody>
<tr>
<td>☑ Major</td>
</tr>
<tr>
<td>☐ Minor</td>
</tr>
<tr>
<td>☐ None</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>SANTA BARBARA COUNTY IMPACT:</th>
</tr>
</thead>
<tbody>
<tr>
<td>☑ Major</td>
</tr>
<tr>
<td>☐ Minor</td>
</tr>
<tr>
<td>☐ None</td>
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</tbody>
</table>

<table>
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<tr>
<th>STATEWIDE IMPACT:</th>
</tr>
</thead>
<tbody>
<tr>
<td>☑ Major</td>
</tr>
<tr>
<td>☐ Minor</td>
</tr>
<tr>
<td>☐ None</td>
</tr>
</tbody>
</table>

**Explanation of Impacts:**

This program unless extended will sunset on January 1, 2017. Continued funding through the Richie Fund will allow the Public Health Department (PHD) to distribute pediatric trauma funds to support local pediatric trauma services.
COUNTY OF SANTA BARBARA
LEGISLATIVE ANALYSIS FORM

7) **WOULD THIS BILL IMPACT:**
   a. Efficient service delivery and operations? ☒YES ☐NO
   b. Fiscal stability? ☒YES ☐NO
   c. Inter-agency cooperation? ☒YES ☐NO
   d. Local control? ☒YES ☐NO
   e. Protection of safety net services? ☒YES ☐NO
   f. Community sustainability/economic stability? ☒YES ☐NO

*Additional Comments:*
SB867 has the support of the Emergency Medical Services Administrators’ Association of California, (EMSAAC), and the EMS Medical Directors Association of California, (EMDAC).

8) **FISCAL IMPACT ON THE COUNTY:**
   ☒Revenue Increase ☐Revenue Decrease ☐Unfunded Mandate
   ☐Cost Increase ☐Cost Decrease ☐Undetermined
   ☐None

*Additional Comments:

9) **OTHER AGENCIES THAT SHOULD REVIEW THIS BILL:**

*Please list other agencies below:

10) **CSAC POSITION ON BILL:**
    ☐Support ☐Oppose ☐Support if Amended
    ☐Oppose unless Amended ☐Watch ☐No position taken

11) **OTHER LOCAL OR STATEWIDE ORGANIZATIONS THAT HAVE TAKEN A POSITION ON THIS BILL:**
    *(Indicate support or opposition for each)*

12) **PROPOSED AMENDMENTS:** (Attach separate sheet)

13) **RECOMMENDATION:**
    ☒Active Support* ☐Passive Support ☐Support if Amended*
    ☐Active Opposition* ☐Passive Opposition ☐Oppose unless Amended*
    ☐Watch ☐Concerns (Why? Explain in #6) ☐No Position (Why?)
    ☐No Change since Last Position

* Indicates that the department believes that the Board of Supervisors should take a formal position on this bill
COUNTY OF SANTA BARBARA
LEGISLATIVE ANALYSIS FORM

Additional Comments:

14) LEGISLATIVE ANALYSIS FORM PREPARED BY: Susan Klein-Rothschild and John Eaglesham

Telephone extension: 5394

E-mail address: sklein@sbcphd.org
An act to amend Section 76000.5 of the Government Code, and to amend Section 1797.98a of the Health and Safety Code, relating to emergency medical services.

LEGISLATIVE COUNSEL’S DIGEST

SB 867, as introduced, Roth. Emergency medical services.
Existing law establishes the Maddy Emergency Medical Services (EMS) Fund, and authorizes each county to establish an emergency medical services fund for reimbursement of costs related to emergency medical services. Existing law, until January 1, 2017, authorizes county boards of supervisors to elect to levy an additional penalty, for deposit into the EMS Fund, in the amount of $2 for every $10 upon fines, penalties, and forfeitures collected for criminal offenses. Existing law, until January 1, 2017, requires 15% of the funds collected pursuant to that provision to be used to provide funding for pediatric trauma centers.
This bill would extend the operative date of these provisions indefinitely.

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

SECTION 1. Section 76000.5 of the Government Code is amended to read:
76000.5. (a) (1) Except as otherwise provided in this section, for purposes of supporting emergency medical services pursuant to Chapter 2.5 (commencing with Section 1797.98a) of Division
2.5 of the Health and Safety Code, in addition to the penalties set forth in Section 76000, the county board of supervisors may elect to levy an additional penalty in the amount of two dollars ($2) for every ten dollars ($10), or part of ten dollars ($10), upon every fine, penalty, or forfeiture imposed and collected by the courts for all criminal offenses, including violations of Division 9 (commencing with Section 23000) of the Business and Professions Code relating to the control of alcoholic beverages, and all offenses involving a violation of the Vehicle Code or a local ordinance adopted pursuant to the Vehicle Code. This penalty shall be collected together with and in the same manner as the amounts established by Section 1464 of the Penal Code.

(2) This additional penalty does not apply to the following:

(A) A restitution fine.

(B) A penalty authorized by Section 1464 of the Penal Code or this chapter.

(C) A parking offense subject to Article 3 (commencing with Section 40200) of Chapter 1 of Division 17 of the Vehicle Code.

(D) The state surcharge authorized by Section 1465.7 of the Penal Code.

(b) Funds shall be collected pursuant to subdivision (a) only if the county board of supervisors provides that the increased penalties do not offset or reduce the funding of other programs from other sources, but that these additional revenues result in increased funding to those programs.

(c) Moneys collected pursuant to subdivision (a) shall be taken from fines and forfeitures deposited with the county treasurer prior to any division pursuant to Section 1463 of the Penal Code.

(d) Funds collected pursuant to this section shall be deposited into the Maddy Emergency Medical Services (EMS) Fund established pursuant to Section 1797.98a of the Health and Safety Code.

(e) This section shall remain in effect only until January 1, 2017, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2017, deletes or extends that date.

SEC. 2. Section 1797.98a of the Health and Safety Code is amended to read:

1797.98a. (a) The fund provided for in this chapter shall be known as the Maddy Emergency Medical Services (EMS) Fund.
Each county may establish an emergency medical services fund, upon the adoption of a resolution by the board of supervisors. The moneys in the fund shall be available for the reimbursements required by this chapter. The fund shall be administered by each county, except that a county electing to have the state administer its medically indigent services program may also elect to have its emergency medical services fund administered by the state.

Costs of administering the fund shall be reimbursed by the fund in an amount that does not exceed the actual administrative costs or 10 percent of the amount of the fund, whichever amount is lower.

All interest earned on moneys in the fund shall be deposited in the fund for disbursement as specified in this section.

Each administering agency may maintain a reserve of up to 15 percent of the amount in the portions of the fund reimbursable to physicians and surgeons, pursuant to subparagraph (A) of, and to hospitals, pursuant to subparagraph (B) of, paragraph (5). Each administering agency may maintain a reserve of any amount in the portion of the fund that is distributed for other emergency medical services purposes as determined by each county, pursuant to subparagraph (C) of paragraph (5).

The amount in the fund, reduced by the amount for administration and the reserve, shall be utilized to reimburse physicians and surgeons and hospitals for patients who do not make payment for emergency medical services and for other emergency medical services purposes as determined by each county according to the following schedule:

(A) Fifty-eight percent of the balance of the fund shall be distributed to physicians and surgeons for emergency services provided by all physicians and surgeons, except those physicians and surgeons employed by county hospitals, in general acute care hospitals that provide basic, comprehensive, or standby emergency services pursuant to paragraph (3) or (5) of subdivision (f) of Section 1797.98e up to the time the patient is stabilized.

(B) Twenty-five percent of the fund shall be distributed only to hospitals providing disproportionate trauma and emergency medical care services.

(C) Seventeen percent of the fund shall be distributed for other emergency medical services purposes as determined by each
county, including, but not limited to, the funding of regional poison
control centers. Funding may be used for purchasing equipment
and for capital projects only to the extent that these expenditures
support the provision of emergency services and are consistent
with the intent of this chapter.

(c) The source of the moneys in the fund shall be the penalty
assessment made for this purpose, as provided in Section 76000

(d) Any physician and surgeon may be reimbursed for up to 50
percent of the amount claimed pursuant to subdivision (a) of
Section 1797.98c for the initial cycle of reimbursements made by
the administering agency in a given year, pursuant to Section
1797.98e. All funds remaining at the end of the fiscal year in excess
of any reserve held and rolled over to the next year pursuant to
paragraph (4) of subdivision (b) shall be distributed proportionally,
based on the dollar amount of claims submitted and paid to all
physicians and surgeons who submitted qualifying claims during
that year.

(e) Of the money deposited into the fund pursuant to Section
76000.5 of the Government Code, 15 percent shall be utilized to
provide funding for all pediatric trauma centers throughout the
county, both publicly and privately owned and operated. The
expenditure of money shall be limited to reimbursement to
physicians and surgeons, and to hospitals for patients who do not
make payment for emergency care services in hospitals up to the
point of stabilization, or to hospitals for expanding the services
provided to pediatric trauma patients at trauma centers and other
hospitals providing care to pediatric trauma patients, or at pediatric
trauma centers, including the purchase of equipment. Local
emergency medical services (EMS) agencies may conduct a needs
assessment of pediatric trauma services in the county to allocate
these expenditures. Counties that do not maintain a pediatric trauma
center shall utilize the money deposited into the fund pursuant to
Section 76000.5 of the Government Code to improve access to,
and coordination of, pediatric trauma and emergency services in
the county, with preference for funding given to hospitals that
specialize in services to children, and physicians and surgeons
who provide emergency care for children. Funds spent for the
purposes of this section, shall be known as Richie’s Fund. This
subdivision shall remain in effect until January 1, 2017, and shall
have no force or effect on or after that date, unless a later enacted statute, that is chaptered before January 1, 2017, deletes or extends that date.

(f) Costs of administering money deposited into the fund pursuant to Section 76000.5 of the Government Code shall be reimbursed from the money collected in an amount that does not exceed the actual administrative costs or 10 percent of the money collected, whichever amount is lower. This subdivision shall remain in effect until January 1, 2017, and shall have no force or effect on or after that date, unless a later enacted statute, that is chaptered before January 1, 2017, deletes or extends that date.