



# CITY OF HUNTINGTON BEACH

2000 MAIN STREET, HUNTINGTON BEACH, CALIFORNIA 92648-2702

## GRACEY VAN DER MARK MAYOR

May 8, 2024

The Honorable Laurie Davies  
California State Assembly  
1020 O Street  
Sacramento, CA 95814

RE: AB 2081 – SUPPORT

Dear Assemblymember Davies,

On behalf of the City of Huntington Beach, I write to express our support for AB 2081, which requires an operator of a licensed alcoholism or drug abuse recovery or treatment facility (RTF) or certified alcohol or other drug (AOD) program to disclose on its internet website if a legal, disciplinary, or other enforcement action has been brought by the Department of Health Care Services (DHCS).

Over the past few years, there has been a proliferation of recovery facilities in the City of Huntington Beach. Those seeking services from these facilities have no current way to check if the entity has received any disciplinary or enforcement actions for wrongdoings. Many times, these bad actors are allowed to operate without limitation and have been known to do more harm than good to their clients.

Our hands are tied when it comes to enforcing against these bad actors. Requiring them to post on their website any disciplinary or enforcement action brought by the DHCS will hopefully result in them cleaning up their act or going out of business.

Your leadership in this area is greatly appreciated.

Sincerely,

Gracey Van Der Mark  
Mayor

Cc: Huntington Beach City Council

AMENDED IN ASSEMBLY APRIL 4, 2024

AMENDED IN ASSEMBLY MARCH 13, 2024

CALIFORNIA LEGISLATURE—2023–24 REGULAR SESSION

## ASSEMBLY BILL

**No. 2081**

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### Introduced by Assembly Member Davies

February 5, 2024

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An act to add Section ~~11831.10~~ *11831.5* to the Health and Safety Code, relating to substance abuse treatment.

#### LEGISLATIVE COUNSEL'S DIGEST

AB 2081, as amended, Davies. Substance abuse: recovery and treatment programs.

Existing law grants the State Department of Health Care Services the sole authority in state government to license adult alcoholism or drug abuse recovery or treatment facilities. The department is authorized to issue a license to specified types of facilities if certain criteria are met. Existing law requires licensees to report specified events and incidents to the department, including, among others, the death of a resident at a licensed facility. Existing law authorizes the department to investigate allegations of violations of governing law and take action upon a finding of a violation, as specified.

This bill would require an operator of a licensed alcoholism or drug abuse recovery or treatment facility or certified alcohol or other drug program to ~~include a disclosure on its internet website if a legal, disciplinary, or other enforcement action has been brought by the department and the facility or program was determined to be in violation. The bill would require the internet website disclosure to include the date and nature of the violation, and require the disclosure to be posted~~

no later than 14 business days after the determination of violation. The bill would impose a \$2,500 civil penalty for failure to comply with the internet website posting requirement. on its internet website and intake form paperwork a disclosure that an individual may check the internet website of the State Department of Health Care Services to confirm whether the facility's license or program's certification has been placed in probationary status, been subject to a temporary suspension order, been revoked, or the operator has been given a notice of operation in violation of law. The bill would require the disclosure to include a link to the department's internet website that contains the Probationary Status, Temporary Suspension Order, Revoked and Notice of Operation in Violation of Law Program List. The bill would authorize a violation of this requirement to be subject to penalty imposed by the department.

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. Section 11831.5 is added to the Health and Safety
- 2     Code, to read:
- 3     11831.5. (a) An operator of a licensed alcoholism or drug
- 4     abuse recovery or treatment facility, as defined in Section
- 5     11834.02, or a certified alcohol or other drug program shall
- 6     include on its internet website and intake form paperwork a
- 7     disclosure that an individual may check the internet website of the
- 8     Department of Health Care Services to confirm whether the
- 9     facility's license or program's certification has been placed in
- 10    probationary status, been subject to a temporary suspension order,
- 11    been revoked, or the operator has been given a notice of operation
- 12    in violation of law. The disclosure shall include a link to the
- 13    department's internet website that contains the Probationary
- 14    Status, Temporary Suspension Order, Revoked and Notice of
- 15    Operation in Violation of Law Program List.
- 16    (b) A violation of subdivision (a) shall be subject to penalty by
- 17    the department pursuant to Section 11831.7.
- 18    ~~SECTION 1. Section 11831.10 is added to the Health and~~
- 19    ~~Safety Code, immediately following Section 11831.9, to read:~~
- 20    ~~11831.10. (a) An operator of a licensed alcoholism or drug~~
- 21    ~~abuse recovery or treatment facility, as defined in Section~~
- 22    ~~11834.02, or a certified alcohol or other drug program shall include~~

1 a disclosure on its internet website if a legal, disciplinary, or other  
2 enforcement action has been brought by the department and the  
3 facility or program has been determined through that action to be  
4 in violation of this chapter. The disclosure shall include the date  
5 of the violation and nature of the violation, and shall be posted  
6 within 14 business days following the determination of violation.  
7 (b) A violation of subdivision (a) shall be subject to a  
8 two-thousand-five-hundred-dollar (\$2,500) civil penalty.

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