



Gavin Newsom, Governor
State of California
Health and Human Services Agency
DEPARTMENT OF MANAGED HEALTH CARE
980 9th Street, Suite 500
Sacramento, CA 95814
Phone: 916-324-8176 | Fax: 916-255-5241
www.HealthHelp.ca.gov

ALL PLAN LETTER

DATE: August 19, 2020
TO: All Health Care Service Plans
FROM: Nancy Wong
Acting Deputy Director
Office of Plan Licensing
SUBJECT: APL 20-030 (OPL) Governor's Proclamation of a State of Emergency in California due to Extreme Heat Event, Extreme Weather Conditions and Current and Forecasted Fires Statewide **Due August 20, 2020.**

The Department of Managed Health Care (the DMHC) issues this All Plan Letter (APL) to remind health care service plans (plans) of the requirements under Health & Safety Code section 1368.7 (Section 1368.7) and to provide related DMHC filing instructions in response to the Governor's proclaimed State of Emergency.¹

A. Filing Requirement Under Health & Safety Code section 1368.7

On August 18, 2020, Governor Newsom issued an emergency proclamation for California due to the effects of the extreme heat event, extreme weather conditions, and current and forecasted fires burning statewide, including the River Fire in Monterey County, the Jones Fire in Nevada County, and the LNU Lightning Complex Fire in Napa County.² Health & Safety Code section 1368.7 requires plans to provide enrollees displaced by a proclaimed state of emergency with continued access to medically necessary health care services.

Within 48 hours of a proclamation of a State of Emergency by the Governor that displaces or has the immediate potential to displace enrollees, each plan operating in the county(ies) included in the proclamation must file a notice with the DMHC:

¹ Assembly Bill 2941 (Berman, Ch. 196, Stats. 2018).

² [Governor Newsom Proclamation of a State of Emergency August 18, 2020.](#)

- Describing whether the plan has experienced or expects to experience any disruption to plan operations;
- Explaining how the plan is communicating with potentially impacted enrollees; and,
- Summarizing actions the plan has taken or is in process of taking to ensure the health care needs of enrollees are met.

This proclamation of a State of Emergency is statewide for California. Please submit the information required by Section 1368.7 and described above as an Exhibit J-17 through the DMHC's eFiling system as an Amendment filing.

B. Notice of Governor's Proclamations of a State of Emergency

To ensure timely notice of a proclamation of a State of Emergency, you may register to receive email notifications from the California Governor's Office of Emergency Services by going to <http://www.oesnews.com/> and submitting your email address in the field located on the right hand side of the webpage under the heading "Get the latest from the Cal OES Newsroom!"

If you have questions regarding Section 1368.7, please contact your plan's assigned reviewer in the DMHC Office of Plan Licensing.