



February 15, 2023

Department of Managed Health Care (DMHC) All Plan Letter (APL) 22-031

Section 9: Gender-Affirming Services

Dear Provider,

The DMHC released APL 22-031 that outlines several newly enacted statutory requirements for healthcare plans. The APL includes Senate Bill 107, Gender-Affirming Health Care, and references Civil Code 56.109, which mandates the following:

- Health care providers or health plans shall not release medical information related to a person or entity allowing a child to receive gender-affirming health care or gender affirming mental health care in response to any civil action, including a foreign subpoena, based on another state's law that authorizes a person to bring a civil action against a person or entity that allows a child to receive gender-affirming health care or mental health care.
- Health care providers or health plans shall not release medical information to persons or entities who have requested that information and who are authorized by law to receive that information pursuant to Civil Code § 56.10(c), if the information is related to a person or entity allowing a child to receive gender-affirming health care or mental health care, and the information is being requested pursuant to another state's law that authorizes a person to bring a civil action against a person or entity who allows a child to receive gender-affirming health care or mental health care.

For additional details, please refer to section 9 on the website below:

[https://www.dmhc.ca.gov/Portals/0/Docs/OPL/APL%2022-031%20\(12 22 2022\).pdf?ver=reBlkrvhzOhL1BYdXkpW7A%3D%3D](https://www.dmhc.ca.gov/Portals/0/Docs/OPL/APL%2022-031%20(12%2022).pdf?ver=reBlkrvhzOhL1BYdXkpW7A%3D%3D)

KHS posts all bulletins on the KHS website, www.kernfamilyhealthcare.com, choose Provider, then Bulletins.

For any questions, please contact your Provider Relations Representative at 1-800-391-2000.

Sincerely,

Melissa McGuire
Deputy Director of Provider Network
Kern Health Systems