CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

Memorandum

TO: PUBLIC SAFETY, FINANCE & STRATEGIC SUPPORT COMMITTEE

FROM: Betsy Shotwell
Roxanne Miller

SUBJECT: REPORT ON KEY LEGISLATIVE ITEMS

DATE: September 8, 2009

Approved Deanna Date 9/9/09

RECOMMENDATION

Accept the staff memorandum and attached 2009 State Legislative Bill Matrix dated September 3, 2009, concerning pending State legislation in the Public Safety and Strategic Support City Service Areas.

BACKGROUND

Included in the Public Safety, Finance and Strategic Support Committee work plan for 2009 is the request for a legislative update to be brought forward to the committee by the City Manager's Office of Intergovernmental Relations.

ANALYSIS

The 2009-10 State Legislative Session convened in Sacramento on December 1, 2008, and the deadline for bills to be introduced in the State Legislature was February 27, 2009. A total of 2,731 bills and constitutional amendments have been introduced. Proposed legislation included in the attached matrix reflects 2009 legislation introduced in Sacramento in the Public Safety and Strategic Support City Service Areas. The next major bill deadline in the Legislature is September 11, which is the last day for final passage of bills before the interim recess of the 2009-10 Legislative Session. The Governor will have until October 11 to sign or veto bills. Bills signed into law will become effective January 1, 2010, unless otherwise specified. Legislation not heard in its house of origin during 2009 (2-year bills) can be heard in January 2010.

The attached matrix includes 2009 pending State legislation in the areas of law enforcement and the courts; public health and safety; elections, political reform, conflict-of-interest, and public records; employer-employee relations; fiscal issues and taxation; public liability and insurance; and public works, telecommunications and infrastructure that are still active or were recently held in a fiscal committee due to its impact on California's scarce budget resources. In cases where the City has taken a position, those positions are reflected. All legislation is continually reviewed by

IGR and other City departments for new amendments, and significant bills will be brought forward to the Rules Committee and the City Council for consideration and adoption of City positions. The following 2009 legislation is identified as a partial list of priority bills that will be of particular interest to San José this session:

Public Safety – Law Enforcement and the Courts, and Public Health and Safety.

AB 12 (Beall) – CA Fostering Connections to Success Act.
Requires the Department of Social Services to exercise its option to become eligible for federal kinship–guardianship assistance payments, beginning January 1, 2010, and transitional foster care services for eligible youth between the ages of 18 and 21 years old, beginning October 1, 2010. Replaces California's CalWORKs Kinship Guardianship Assistance Program (KinGAP) with a new federal KinGAP program, and expands foster care, KinGAP, and the Adoptions Assistance Program to age 21 for certain youth. (Fiscal)
Status: Assembly Committee on Appropriations – 2-year bill. **Amended:** 4/29/09.

AB 54 (Jeffries) – State Government: CA Emergency Management Agency.
Requires the departments of Forestry and Fire Protection and CA Highway Patrol; offices of the State Fire Marshal and Traffic Safety; State Board of Fire Services; CA Conservation Corps; and Emergency Medical Services Authority to create a working group to prepare a Governor's Reorganization Plan that transfers all of their authorities and duties to the new State Emergency Management Agency. (Fiscal)
Status: Assembly Committee on Governmental Organization – 2-year bill. **Amended:** 3/26/09.

AB 576 (Torres) – Vandalism: Graffiti: Recovery of Costs.
Expands the definition of victim, for purposes of claiming restitution, to include any governmental entity that is responsible for repairing, replacing, or restoring public or privately owned property that has been defaced with graffiti or other inscribed material and that has sustained an economic loss as the result of specified violations. (Fiscal)
Status: Enrolled, to Governor's Desk on 8/24/09. **Amended:** 7/2/09.

AB 766 (Krekorian) – Vehicles: Speed Limits.
Allows a local authority to retain a *prima facie* speed limit on any street other than a state highway if the local authority makes a finding after a public hearing that a higher speed limit is not the most appropriate for the orderly movement of traffic upon the street and does not promote a safe environment for a neighborhood or pedestrians. (Nonfiscal)
Status: Assembly Committee on Transportation – 2-year bill. **Amended:** N/A.

AB 1048 (Torrico) – Child Protection: Safe Surrender.
Expands the age of newborns, from 72 hours to 30 days, who may be safely surrendered, with no questions asked, at a local fire station, hospital or other location designated by the county board of supervisors. Specifies certain circumstances under which a safe-surrender site and its personnel have no liability for a surrendered child. Requires the Department of Social Services to administer the program and convene a workgroup consisting of stakeholders by July 1, 2010, to determine the appropriate agencies to disseminate updated instructions to counties. Requires the department to report to the Legislature by January 1, 2013, and every year thereafter, regarding the effects of the program. (Fiscal)
Status: Senate Floor. **Amended:** 7/16/09.
City Position: Support.

AB 1197 (Torrico) – Public Safety: Radio Communications.
Would have amended the Public Safety Communication Act of 2002 to allow additional technology to be considered for improved public safety interoperability. (Fiscal)
Status: Held in Assembly Appropriations Committee Suspense File. **Amended:** 4/14/09.

AB 1224 (Eng) – Vehicles: Hit and Run Violations: Animals.
Requires a driver involved in an accident resulting in an injury to a dog, a cat, or livestock to immediately stop the vehicle at the nearest location that will not jeopardize safety and comply with specific notification requirements. (Nonfiscal)
Status: Assembly Committee on Transportation – 2-year bill. **Amended:** 4/14/09.

AB 1475 (Solorio) – Emergency Medical Services.
Limits a county's reimbursement for administering the Maddy Emergency Medical Services Fund to the actual administrative costs or 10% of the amount of the fund, whichever amount is lower. (Nonfiscal)
Status: To Enrollment on 8/31/09. **Amended:** N/A.

AB 1498 (DeLeon) – Firearms: Possession.
Would have expanded the existing list of misdemeanor offenses that prohibit a person from possessing a gun for 10 years to include carrying a concealed weapon in a vehicle, carrying a loaded gun, possessing an assault weapon, and any misdemeanor committed for the benefit of a criminal street gang, as specified. (Fiscal)
Status: Held in Assembly Appropriations Committee Suspense File. **Amended:** 4/23/09.

AB 14xxx (Arambula) and SB 18xxx (Ducheny) – Corrections.
Increases the value threshold for various property crimes to reflect inflation since 1982, and increases the $400 threshold for grand theft to $2,500 (results in $34 million in savings and 1,400 inmate reduction). Establishes consistent day-for-day inmate credit earning status in both jail and prison, and authorizes the CA Department of Corrections and Rehabilitation (CDCR) to award enhanced credits for inmates participating in rehabilitation, education, vocational, and fire camp programs ($42 million savings and 1,700 inmate reduction). Changes three "wobbler" crimes to misdemeanors – petty theft with prior, writing bad checks and receiving stolen property ($100 million savings and 4,300 inmate reduction). Provides that low and moderate risk offenders with nonserious, nonviolent and non-sex offenses will not be subject to parole revocation ($178 million savings and 4,000 inmate reduction). CDCR will establish the Parole Accountability Program to determine the most appropriate parole sanctions for parole violators, and send violators with a history of mental illness or substance abuse to reentry court ($10 million savings). Authorizes CDCR to order home detention with electronic monitoring for inmates over 60 years of age with less than 12 months to serve, and inmates who are permanently medically incapacitated regardless of their sentence ($120.5 million savings and 6,300 inmate reduction). Transfers up to $30 million from CDCR to county probation departments for improving outcomes for felony probationers to stay out of prison. Creates the 13-member CA Public Safety Commission to establish sentencing guidelines by July 1, 2012. The two houses are currently negotiating opposition to provisions in the bills that would result in reduced sentences and release of some inmates, while still complying with the federal court order to reduce the prison population by 40,000 inmates. Decisions and actions need to be made before the Legislature adjourns on September 11, 2009. (Fiscal)
AB 14xxx Status: Pending concurrence in Senate amendments. **Amended:** 8/20/09.
SB 18xxx Status: Pending concurrence in Assembly amendments. **Amended:** 8/31/09.

SB 38 (Alquist) – Emergency Services: Seniors.
Effective January 1, 2011, would have required the CA Highway Patrol, in consultation with specified state agencies, media outlets and law enforcement organizations, to develop policies and procedures to instruct law enforcement agencies, other emergency agencies, radio and television broadcasters, and other media outlets on the implementation of a missing senior person (over age 65) alert. Would have required law enforcement, upon receiving a report of a missing senior with an impaired mental condition with additional information that could help recover the senior, to implement the missing senior person alert system outlined in this bill. Would have authorized law enforcement agencies to request the CHP to activate the Emergency Alert System within the appropriate local or regional area to disseminate information that could help recover a senior who has been missing for over 24 hours or is likely to be in a vehicle. (Fiscal)
Status: Held in Senate Appropriations Committee Suspense File. **Amended:** 5/28/09.

SB 213 (Florez) – Gambling Establishments: Proposition Players.
Notwithstanding current prohibitions and limitations on the expansion of gambling contained in the Gambling Control Act, and until January 1, 2020, prohibits the Gambling Control Commission from issuing a gambling license for a gambling establishment that is not licensed to operate on January 1, 2010. (Fiscal)
Status: Assembly Floor. **Amended:** 6/18/09.
City Position: Oppose (amendments accepted, opposition removed).

SB 492 (Maldonado) – Loitering: Criminal Street Gangs.
Imposes enhanced penalties for first and subsequent convictions of registered gang members who return within 72 hours after being asked to leave a school property or other public place at or near where children normally congregate. (Fiscal)
Status: Assembly Floor. **Amended:** 7/14/09.

SB 557 (Yee) – Human Trafficking: Property: Nuisance.
Provides that if real property was used by a person convicted of specified human trafficking provisions to facilitate the offense, that property could be found to be a public nuisance and the remedies applicable under the nuisance or "Red Light Abatement" statutes shall apply. Those remedies include closing the property for one year and a civil fine of up to $25,000. (Fiscal)
Status: Pending concurrence in Assembly amendments. **Amended:** 7/8/09.

SB 584 (Hollingsworth) – Sex Offenders: Internet Access.
Requires any registered sex offender who is convicted of committing a sex crime using a computer to inform the registering agent as to whether or not he/she has access to a computer or other device with Internet capability, with regular updates regarding Internet accessibility. (Fiscal)
Status: Senate Committee on Public Safety – 2-year bill. **Amended:** N/A.

SB 610 (Corbett) – Gambling Establishments: Santa Clara County.
Provides that, notwithstanding existing law, a gambling establishment licensed by the California Gambling Control Commission and operating in the City of San Jose on January 1, 2010, may change its location within the County of Santa Clara by providing the commission with at least 3 months notice prior to that change. Provides that these provisions do not supersede any local measure prohibiting or regulating gambling establishments. (Fiscal)
Status: Senate Committee on Governmental Organization – 2-year bill. **Amended:** N/A.
City Position: Oppose.

Strategic Support – Elections, Political Reform, Officers, Conflict of Interest, and Public Records.

AB 741 (B. Berryhill) – Political Reform Act of 1974: Campaign Funds.
Provides that the expenditure of campaign funds held by a ballot measure committee for a candidate's or elected officer's attorney's fees and other costs in connection with administrative, civil or criminal litigation is not directly related to a political, legislative or governmental purpose and is not within the lawful execution of the trust in which those funds are held. (Fiscal)
Status: Senate Committee on Governmental Organization – 2-year bill. **Amended:** N/A.

AB 1245 (Monning) – Recovery of Public Records.
Authorizes the Secretary of State, whenever the secretary, in consultation with the State Archivist, has reasonable grounds to believe that a public record belonging to a state or a local agency is in the possession of a person, organization or institution not authorized by law to possess the record, to issue a written notice within 20 calendar day to either return the record or respond in writing with a declaration as to why the record does not belong to the state or local agency. Failure to respond is cause for civil action. Requires the secretary or a local agency to issue a copy or digital image of the record, when a record is returned and the person, organization, or institution returning that record makes that request. (Fiscal)
Status: To Enrollment on 8/31/09. **Amended:** 6/30/09.

Strategic Support – Employer-Employee Relations.

AB 128 (Coto) – Workers' Compensation: Cancer Presumption.
Would have established a presumption that cancer, in cases of firefighters and peace officers following termination of service for a period of one year for each full year of the requisite service, would be presumed to arise out of, and in the course of employment, unless the presumption was contradicted by evidence that the primary site of the cancer had been established and the carcinogen was not involved in professional exposure. (Fiscal)
Status: Held in Assembly Appropriations Committee Suspense File. **Amended:** N/A.

AB 1000 (Ma) – Employment: Paid Sick Days.
Would have provided that an employee who worked in California for 7 or more days in a calendar year should be entitled to paid sick days, which would be accrued at a rate of not less than one hour for every 30 hours worked. An employee would have been entitled to use accrued sick days beginning on the 90th calendar day of employment. Specified that it would not apply to employees covered by a collective bargaining agreement that provides for paid sick days, nor would it lessen any other obligations of the employer to employees. (Fiscal)
Status: Held in Assembly Appropriations Committee Suspense File. **Amended:** N/A.

Strategic Support – Fiscal Issues and Taxation.

AB 178 (Skinner) – Sales and Use Taxes.
For sales and use tax purposes, expands the definition of a "retailer engaging in business in this state" to include a retailer entering into an agreement with a resident of this state under which the resident, for a commission or other consideration, directly or indirectly refers potential customers, whether by a link or an Internet website or otherwise, to the retailer, if the cumulative gross receipts or sales price from sales by the retailer to customers in this state who are referred pursuant to these agreements is in excess of $10,000 during the preceding 4 calendar quarterly periods, except as specified. (Fiscal)
Status: Assembly Committee on Revenue and Taxation – 2-year bill. **Amended:** N/A.

AB 419 (Caballero) – Joint Powers Agreements: Water Utilities.
Authorizes a water utility that is regulated by the Public Utilities Commission to enter into a joint powers agreement with one or more public agencies and other water suppliers, if the purpose of the joint powers agreement pertains to regional or local water management. (Nonfiscal)
Status: Assembly Committee on Local Government – 2-year bill. **Amended:** N/A.

AB 676 (Jeffries) – Sales and Use Taxes: Consumer: Destination Management Company.
Would have provided, until January 1, 2015, that a destination management company (DMC) is a consumer, and not a retailer, of tangible personal property it provides to its clients pursuant to a qualified contract for destination management services, defined as the provision of four or more of the following services: transportation, entertainment, meals, recreational activities, tours, registration, and staffing. Would have provided that the retail sale of tangible personal property to a DMC is subject to tax. (Fiscal)
Status: Held in Assembly Appropriations Committee Suspense File. **Amended:** 5/21/09.

ACA 9 (Huffman) – Local Government Bonds: Special Taxes: Voter Approval.
Proposes an amendment to the State Constitution to exempt from the 1% property tax rate limitation debt service incurred by cities, counties, a city and county and special districts to fund public improvements related to transportation, public safety, and low and moderate income housing that have been approved by 55% of the applicable voters. Lowers the vote requirement for a city, county, or special district to impose a special tax from two-thirds to 55%. Lowers the vote requirement for a city, county or city and county to incur bonded indebtedness in the form of general obligation bonds from two-thirds to 55% for certain types of public improvements. (Nonfiscal)
Status: Assembly Floor. **Amended:** 6/26/09.

AB 14xxxx (Assembly Committee on Budget) and AB 15xxxx (Gaines) – Property Tax Revenue Allocations.
Suspends Proposition 1A for the 2009-10 fiscal year, as provided in the 2009-10 Budget Agreement. Redirects $1.935 billion of local property tax revenue to achieve an equivalent General Fund savings in 2009-10, which is 8% of the share of property tax revenue that goes to cities, counties and special districts. The state will be paid in two installments – January 15, 2010, and May 1, 2010 – and the repayment date is June 30, 2013. San José's share is estimated to be $19,571,597. (Fiscal)
AB 14xxxx Status: Chapter 13, Statutes of 2009-10 Fourth Extraordinary Session (signed by Governor 7/28/09). **Amended:** 7/23/09.
AB 15xxxx Status: Chapter 14, Statutes of 2009-10 Fourth Extraordinary Session (signed by Governor 7/28/09). **Amended:** 7/23/09.

AB 16xxxx (Evans) – State Finances.
Would have delayed distribution of the local Highway Users Tax Account (HUTA) funds for six months, from July through December 2009, as a cash deferral, with repayment to cities and counties after January 1, 2010. Proposition 42 payments would have also been deferred, with the October 2009 and January 2010 payments delayed until May 21, 2010. Would have allowed cities to use any cash balance in its Streets and Roads fund, including Proposition 1B funds, to meet

cash obligations during the Proposition 42 deferral period, provided it be repaid when the May 21, 2010, state repayment was received. (Fiscal)
Status: Held pending concurrence in Senate amendments. **Amended:** 7/23/09.

AB 24xxxx (Bass) and AB 30xxxx (Evans) – Transportation Finance: Highway Users Tax Account.
Would have shifted approximately $971 million in HUTA gasoline excise tax revenue from cities and counties to the General Fund for reimbursement of transportation-related general obligation bond payments. Would have shifted another $750 million in 2010-11 for the same purpose. Would have required repayment to cities and counties over a 10-year period beginning in 2011-12, about $172 million annually statewide. The impact to San José would have been $16 million in 2009-10, and $11.6 million in 2010-11. (Fiscal)
AB 24xxxx Status: Held pending concurrence in Senate amendments. **Amended:** 7/24/09.
AB 30xxxx Status: Held pending concurrence in Senate amendments. **Amended:** 7/23/09.

AB 26xxxx (Evans) – Community Redevelopment: Supplemental Educational Revenue Augmentation Fund.
Redirects $1.7 billion of redevelopment property tax increment revenues to K-12 school districts serving redevelopment areas in 2009-10, and an addition $350 million in 2010-11. Shifts an equivalent amount of existing property tax revenue from those school districts to the Supplemental Educational Revenue Augmentation Fund (SERAF), to be established in each county to reimburse state costs by the Proposition 1A suspension. The SERAF reduction for the San José Redevelopment Agency is $75 million, with a shift of $62 million in 2009-10, and $13 million in 2010-11. (Fiscal)
Status: Chapter 21, Statutes of 2009-10 Fourth Extraordinary Session (signed by Governor 7/28/09). **Amended:** 7/24/09.

AB 27xxxx (Evans) – Redevelopment: Educational Revenue Augmentation Fund: Transfer Payments.
Would have authorized long-term extensions of redevelopment projects in exchange for ongoing payments of 10% of tax increment revenues (net of the housing set aside) by participating redevelopment agencies that would have been securitized by the state to generate proceeds of at least $7.4 billion that would have been used, in part, to replace budget solutions provided by the Proposition 1A suspension and by the diversion of HUTA funds. (Fiscal)
Status: Held pending concurrence in Senate amendments. **Amended:** 7/23/09.

SB 88 (DeSaulnier) – Local government bankruptcy.
Requires that a local public entity may only file under federal bankruptcy law with the approval of the California Debt and Investment Advisory Commission, or if the local public entity has adopted a resolution to override the findings of the commission, as specified. (Nonfiscal)
Status: Amended on Assembly Floor. **Amended:** 7/4/09.

SB 205 (Hancock) – Traffic Congestion: Motor Vehicle Registration Fees.
Would have authorized a countywide transportation planning agency to place a local measure on the ballot that would impose a fee of up to $10 on each registered vehicle in that county. (Fiscal)

Status: Held in Senate Appropriations Committee Suspense File. **Amended:** 7/13/09.

SB 279 (Hancock) – Local Government: Community Facilities Districts.
Provides that community facilities districts may also finance or refinance the acquisition, installation, and improvement of energy efficiency, water conservation and renewable energy improvements that are affixed to currently eligible facilities, regardless of whether the buildings or property are privately or publicly owned. (Nonfiscal)
Status: Pending concurrence in Assembly amendments. **Amended:** 7/6

SB 530 (Dutton) – Redevelopment: Payments to Taxing Entities.
Applies the redevelopment pass-through reporting and repayment requirements enacted by last year's State Budget to redevelopment project areas that were formed before January 1, 1994, and amended after January 1, 1994, to increase the limitation on the number of dollars to be allocated to the agency; or increase or eliminate the time limit on the establishment of loans, advances, and indebtedness, pursuant to specified statutes; or lengthen the period during which the redevelopment plan is effective if the redevelopment plan being amended contains specified provisions. (Fiscal)
Status: Senate Committee on Local Government – 2-year bill. **Amended:** 4/28/09.

SCA 15 (Calderon) – State Budget.
Proposes an amendment to the State Constitution to exempt General Fund appropriations in the Budget Bill from the 2/3 vote requirement, if the total amount of General Fund revenues estimated by the Legislative Analyst, on or after May 15, for the current fiscal year is at least 5% below the estimate of General Fund revenues set forth in the Budget Bill enacted for the current fiscal year. (Fiscal)
Status: Senate Committee on Budget and Fiscal Review – 2-year bill. **Amended:** 4/13/09.

SCA 18 (Liu) – Local Government: Property-Related Fees.
Proposes an amendment to the State Constitution to exclude fees and charges for stormwater and urban runoff management from voter approval requirements for the imposition or increase of a property-related fee or charge by a local government. (Nonfiscal)
Status: Senate Floor. **Amended:** N/A.

Strategic Support – Public Liability and Insurance.

AB 83 (Feuer) – Torts: Personal Liability Immunity.
States the intent of the Legislature to encourage individuals to volunteer, without compensation, to assist others in need during an emergency, while ensuring that those volunteers who provide care or assistance act responsibly. Clarifies that medical, law enforcement and emergency personnel who, in good faith and not for compensation, render emergency medical care at the scene of an emergency shall continue to be immune from liability for any civil damages resulting from any act or omission. Provides the same liability immunity for any layperson, in addition to medical, law enforcement and emergency personnel, who in good faith and not for compensation, renders emergency medical or nonmedical care or assistance at the scene of an emergency, unless the act or omission is a result of gross negligence or willful or wanton misconduct. (Nonfiscal)

Status: Chapter 77, Statutes of 2009 (signed by Governor 8/5/09). **Amended:** 6/15/09.

Strategic Support – Public Works, Telecommunications and Infrastructure.

AB 815 (Ma) – Public Contracts: Bidding Procedures.
Clarifies that nothing in existing law shall be construed to prohibit a local public entity from requiring a bidder to review all relevant bid documents provided by the local public entity, including but not limited to architectural or engineering plans and specifications, prior to submission of bid, and report any errors and omissions noted by the contractor to the architect or owner. (Nonfiscal)
Status: Senate Committee on Local Government – 2-year bill. **Amended:** 6/1/09.

PUBLIC OUTREACH

- ☐ **Criteria 1**: Requires Council action on the use of public funds equal to $1 million or greater. **(Required: Website Posting.)**
- ☐ **Criteria 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting.)**
- ☐ **Criteria 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers.)**

This document will be posted on the City's website for the September 17, 2009, Public Safety, Finance and Strategic Support Committee where the Council and the public have the opportunity to comment.

EVALUATION AND FOLLOW-UP

The City Council will be informed as to the status of these measures as part of the regular Intergovernmental Relations legislative updates.

COORDINATION

This memo was coordinated with the City's Legislative Representative in Sacramento and the City Attorney's Office.

POLICY ALIGNMENT

The measures identified in the memorandum are reviewed for possible City positions based on the City of San José's 2009 Legislative Guidelines and Priorities adopted by the City Council on

December 16, 2008, along with the Priority Ranking of the 2009 Legislative Priorities adopted by the City Council on February 3, 2009.

BUDGET REFERENCE

Not applicable.

Betsy Shotwell

BETSY SHOTWELL
Director, Intergovernmental Relations
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Roxanne Miller/bbs

ROXANNE MILLER
Legislative Representative
(916) 443-3946

Attachment: September 3, 2009, State Legislative Bill Matrix re: Public Safety and Strategic Support CSAs.

Office of Intergovernmental Relations
Sacramento Legislative Office
2009 Legislative Matrix
2009-2010 (First Year) State Legislative Session
September 3, 2009

CITY OF SAN JOSE
CAPITAL OF SILICON VALLEY

PUBLIC SAFETY, FINANCE AND STRATEGIC SUPPORT

For additional information, contact Office of Intergovernmental Relations, Betsy Shotwell at (408) 535-8270 or betsy.shotwell@sanjoseca.gov; or Roxanne Miller at (916) 443-3946 or sjlegsac@pacbell.net.

Legislation with City Positions is in Bold.

IV. PUBLIC SAFETY

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
1. Law Enforcement and the Courts.			
AB 12 (Beall) CA Fostering Connections to Success Act.	Requires the Department of Social Services to exercise its option to become eligible for federal kinship–guardianship assistance payments, beginning January 1, 2010, and transitional foster care services for eligible youth between the ages of 18 and 21 years old, beginning October 1, 2010. Replaces California's CalWORKs Kinship Guardianship Assistance Program (KinGAP) with a new federal KinGAP program, and expands foster care, KinGAP, and the Adoptions Assistance Program to age 21 for certain youth.	Yes	Assembly Committee on Appropriations Suspense File – 2-year bill. Last amended 4/29/09.
AB 14 (Fuentes) Vehicles: Nuisance Abatement: Impoundment.	Authorizes a local government entity to enact a nuisance abatement ordinance under which a vehicle used in illegal dumping or prostitution would be subject to seizure and impoundment for up to 30 days if the operator of the vehicle has a prior conviction for the same offense within the past three years, and the person was validly arrested in the current matter.	No	Senate Floor. Last amended 8/24/09.
AB 27 (Jeffries) Arson: Aggravated: Punishment.	Extends the January 1, 2010, sunset date to January 1, 2014, on the threshold damage provisions of the aggravated arson statute, and adjusts the amount, from $5.6 million to $6.5 million, based on the U.S. Department of Labor CPI calculator and assuming a 2% increase for 2010 and 2011.	Yes	Chapter 71, Statutes of 2009. (Signed by Governor 8/5/09.)
AB 61 (Nava) Juvenile Crime: Deferred Entry of Judgment.	Excludes minors alleged to have committed specified sex offenses from eligibility for deferred entry of judgment, as enacted by Proposition 21 in 2000.	Yes	Senate Committee on Public Safety – 2-year bill. Last amended 6/15/09.
AB 77 (Jeffries) Vehicles: Notice of Delinquent Parking Violation.	Requires a parking processing agency to verify that all notices of delinquent parking violations substantially match the corresponding information on the vehicle registration and to cancel the parking violation if the information is not a match. Deletes the requirement that a person provide a written request for cancellation of the parking violation to the parking processing agency.	Yes	Assembly Committee on Transportation – 2-year bill.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 83 (Feuer) Torts: Personal Liability Immunity.	States the intent of the Legislature to encourage individuals to volunteer, without compensation, to assist others in need during an emergency, while ensuring that those volunteers who provide care or assistance act responsibly. Clarifies that medical, law enforcement and emergency personnel who, in good faith and not for compensation, render emergency medical care at the scene of an emergency shall continue to be immune from liability for any civil damages resulting from any act or omission. Provides the same liability immunity for any layperson, in addition to medical, law enforcement and emergency personnel, who in good faith and not for compensation, renders emergency medical or nonmedical care or assistance at the scene of an emergency, unless the act or omission is a result of gross negligence or willful or wanton misconduct.	No	Chapter 77, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 6/15/09.
AB 86 (Nava) Public Employees' Retirement: Airport Police Officers.	Authorizes contracting agencies to include specified airport law enforcement officers within the local safety member classification. Excludes officers who are classified as local safety members from participation in the federal Social Security Act.	Yes	Chapter 79, Statutes of 2009. (Signed by Governor 8/5/09.)
AB 91 (Feuer) Vehicles: Driving Under the Influence: Ignition Interlock Device.	Establishes a pilot project in the counties of Alameda, Los Angeles and Sacramento, mandating the installation of an ignition interlock device on the vehicles owned or operated by all driving under the influence offenders in those counties. Requires a manufacturer and a manufacturer's agent, certified by the Department of Motor Vehicles (DMV) to provide ignition interlock devices, to also provide annually to DMV information on the number of false positives and the timeline to reset the device. Requires DMV to use this information in evaluating the continued certification of an ignition interlock device.	Yes	Senate Floor Last amended 8/17/09.
AB 132 (Mendoza) School Safety: Immigration Investigations.	Declares that it is the policy of the state that: • children are entitled to a public education regardless of their immigration status, and schools should take steps to protect the integrity of the learning environment for all children; • immigration agents should not interfere with the education of pupils in school; • except as required under federal or state law, school officials and employees shall not collect information or documents or inquire about the immigration status of pupils or their family members; • if an employee of a school is aware that a pupil's parent or guardian is not available to care for the pupil, the school is encouraged to first comply with parental instructions, then exhaust the emergency contact information it has for the pupil to arrange for the pupil's care, and only as a last resort should the school contact Child Protective Services; and • schools should provide appropriate counseling for pupils who may be affected by enforcement activities of immigration agents that occur at the pupil's home, in a pupil's community, or at a parent's or guardian's place of employment.	No	Senate Floor. Last amended 7/14/09.
AB 168 (Nava) Juvenile Case Files: Sexually Violent Predator Proceedings.	Would have authorized the Department of Corrections and Rehabilitation, the Department of Mental Health and the district attorney to obtain records of sustained juvenile petitions for specified sex offenses committed by a person 14 years or older in a sexually violent predator law proceeding.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/14/09.
AB 237 (Carter) Vehicles: Inspection of Load.	Provides local law enforcement with the same authority as the California Highway Patrol to stop any vehicle transporting metal and metal alloy products, in addition to the current list of products (timber, livestock, poultry, farm produce, crude oil, petroleum products, or inedible kitchen grease) without cause and conduct an inspection to determine whether the driver is in lawful possession of the load.	Yes	Senate Committee on Public Safety – 2-year bill Last amended 6/11/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 275 (Solorio) Missing Persons: DNA Database.	Amends existing law which requires the Department of Justice to develop a DNA database for all cases involving the report of an unidentified person or a high-risk missing person. Provides for the collection of samples from unidentified deceased persons and from potential sources for comparison. Deletes the January 1, 2010, expiration date for authorizing the collection of a $2 surcharge on death certificates issued by a local government or state agency. Makes clarifying changes to the procedure for identifying the backlog of unidentified remains.	Yes	Senate Floor. Last amended 3/24/09.
AB 293 (Mendoza) Gambling Regulation.	Makes numerous technical and substantive changes to the Gambling Control Act as it relates to cardrooms and restructures the licensing requirements for partnerships and other entities. Authorizes limited liability companies to secure gambling licenses subject to specified requirements.	Yes	Senate Floor Inactive File. Last amended 4/13/09.
AB 307 (Cook) Sex Offenders: Working with Minors.	Prohibits registered sex offenders whose victim was a minor under 16 years of age from working in a position where he or she will be working directly and in an unaccompanied setting with minors, including the provision of goods or services to minors, such as ice cream vendors.	Yes	Senate Floor. Last amended 8/20/09.
AB 375 (Nielsen) Child Custody: Child Sexual Abuse.	Limits the ability of the court to grant an ex parte request to modify a child custody order in cases of domestic violence or child sexual abuse.	No	Senate Committee on Judiciary – 2-year bill. Last amended 6/1/09.
AB 390 (Ammiano) Marijuana Control, Regulation and Education Act.	Removes marijuana and its derivatives from existing statutes defining and regulating controlled substances. Legalizes the possession, sale, cultivation, and other conduct relating to marijuana and its derivatives. Sets up a wholesale and retail marijuana sales regulation program. Imposes fees on the legal sale of marijuana to fund drug abuse education and awareness. Bans local and state assistance in enforcing inconsistent federal and other laws relating to marijuana.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 412 (Carter) Hate Crimes: Nooses.	Provides that any person who hangs a noose, knowing it to be a symbol representing a threat to the life or the property of another, for the purpose of terrorizing the owner or occupant of that property, or hangs a noose on the property of educational facilities and other specified places, shall be punishable by imprisonment and/or fine.	Yes	Chapter 106, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 3/23/09.
AB 508 (Torlakson) Vehicles: Driver Education: Provisional Licenses.	Would have required the Department of Motor Vehicles, when issuing a provisional driver's license, to impose, until January 1, 2014, an additional $10 fee to generate revenue to fund driver education and training programs at public schools and support the activities of a related advisory group.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/15/09.
AB 509 (Anderson) Vehicles: Fleeing a Police Officer.	Rewrites the penalty provisions for evading a peace officer and causing damage to persons or property so that damage to persons can be found to be an inherently dangerous felony for the purposes of the second-degree felony murder.	No	Senate Committee on Public Safety – 2-year bill. Last amended 4/2/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 515 (Hagman) Collateral Recovery: Tow Vehicles.	Makes numerous revisions to the Collateral Recovery Act (CRA) and the Vehicle Code relating to the impoundment of vehicles. Limits a repossession agency's liability for damages to a vehicle as a result of electrical failure, or specified illegal aftermarket parts; allows impoundment of any tow vehicle used to violate the CRA; narrows the definition of lawful experience for qualified managers of repossession agencies; clarifies lighting requirements for towed vehicles and changes the requirement for multiple safety chains; requires law enforcement agencies that impound vehicles to remain open, and to issue impound releases without the necessity of making an appointment; requires impounding agencies to accept a valid bank credit card or cash; and prohibits a legal or registered owner from changing the name of the registered owner until a vehicle is released from impound.	Yes	Senate Floor. Last amended 8/26/09.
AB 519 (Duvall) Vehicles: Towing Fees and Access Notice.	Requires towing companies to provide consumers with a "Towing Fees and Access Notice," codifies the contents of that notice, and requires the tower to provide an itemized invoice of all towing and storage fees. Clarifies what documentation would entitle a person to possession of a vehicle, and provides that a lienholder (towing company) is not responsible for determining the authenticity of that documentation. Provide that a lienholder is not liable for any claim or dispute arising out of the reliance on the documentation for purposes of releasing a vehicle.	Yes	Senate Floor. Last amended 7/23/09.
AB 530 (Krekorian) Unlawful Detainer: Controlled Substances and Firearms.	Extends the sunset date for an additional four years to January 1, 2014, on two pilot programs permitting city attorneys or prosecutors in the cities of Los Angeles, Long Beach, Palmdale, San Diego, Oakland, and Sacramento to bring an unlawful detainer action against a tenant for unlawful activities regarding firearms, ammunition, and controlled substances. Eliminates the sunset date only for the City of Los Angeles, making its program permanent.	Yes	Pending concurrence in Senate amendments. Last amended 8/26/09.
AB 559 (Swanson) Human Trafficking: Minors.	Expands the crime of human trafficking to include any person who causes a minor child to engage in a commercial sex act, or who obtains or attempts to obtain forced labor or services from a minor.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 561 (Carter) Highway Workers: Assault and Battery.	Redefines highway worker for purposes of enhanced penalties for assault or battery upon a highway worker, to include a Caltrans contractor or an employee of a city, county or city and county, who performs maintenance, repair or construction of highways, local streets and road infrastructure.	Yes	Chapter 116, Statutes of 2009. (Signed by Governor 8/5/09.)
AB 568 (Lieu) Counterfeit Goods: Abatement.	Provides until January 1, 2015, that any building used by a person convicted of willfully manufacturing or intentionally selling counterfeit goods, or knowingly possessing those goods for sale, shall be deemed to be a nuisance, allowing a district attorney, city attorney, city prosecutor, or any citizen to bring an action to abate and prevent the nuisance. Requires the attorney or prosecutor who maintains an action to enjoin, abate or prevent a nuisance to report, by October 1, 2013, to the Senate and Assembly Committees on Judiciary on their use of these abatement provisions and their effectiveness.	Yes	Senate Floor. Last amended 8/24/09.
AB 575 (Torres) Sex Offenders: Restrictions.	Makes it a misdemeanor for a sex offender, except in limited instances, to be physically present and to delay, linger or idle about a certain distance of places where children gather, including arcades, bus stops, child care centers, retail stores, community centers, cyber cafes, health clubs providing child care services, and other public centers frequented by children.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 576 (Torres) Vandalism: Graffiti: Recovery of Costs.	Expands the definition of victim, for purposes of claiming restitution, to include any governmental entity that is responsible for repairing, replacing, or restoring public or privately owned property that has been defaced with graffiti or other inscribed material and that has sustained an economic loss as the result of specified violations.	Yes	Enrolled, to Governor's Desk on 8/24/09. Last amended 7/2/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 587 (Cook) Vandalism: Gang-Related Graffiti.	Provides that if the defacement, damage, or destruction of property is determined by the finder of fact to further criminal gang activity, the act of vandalism is punishable by imprisonment in a state prison or in the county jail not exceeding one year, and/or by a $10,000 fine. Authorize a court to grant probation and, as a condition of probation, order the defendant to participate in a local intervention program and also order gang terms.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 614 (Miller) Driving Under the Influence: Refusal to Submit to Chemical Tests.	In addition to the punishment imposed for a refusal to submit to a chemical test for a first violation, the person could be additionally punished if there have been one or more similar violations or DUI offenses within the past 10 years.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 616 (Blumenfield) Youth Violence Prevention: Grants.	Would have required the Office of Gang and Youth Violence Policy to use federal economic stimulus funds to provide grants to certified local conservation corps for programs that would have expanded and enhanced opportunities for at-risk young adults and school-aged youth.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/13/09.
AB 668 (Lieu) Firearms: Gun-Free School Zones.	Extends the "school zone" for purposes of criminal sanctions for violating a gun-free area from 1,000 feet to 1,500 feet.	Yes	Senate Committee on Public Safety – 2-year bill. Last amended 6/1/09.
AB 688 (Eng) Misdemeanors.	Clarifies that the provisions of existing law that authorize the arresting officer to release a person arrested for a misdemeanor without regard to scheduled bail do not apply to certain crimes, including specified domestic violence offenses, stalking and criminal threats.	No	To Enrollment on 8/27/09. Last amended 8/17/09.
AB 750 (Bass) Deferred Entry of Judgment.	Authorizes a superior court, with the concurrence of the prosecuting attorney, to create a deferred entry of judgment reentry program aimed at preventing recidivism among first-time nonviolent felony drug offenders.	Yes	Senate Floor. Last amended 9/1/09.
AB 766 (Krekorian) Vehicles: Speed Limits.	Allows a local authority to retain a *prima facie* speed limit on any street other than a state highway if the local authority makes a finding after a public hearing that a higher speed limit is not the most appropriate for the orderly movement of traffic upon the street and does not promote a safe environment for a neighborhood or pedestrians.	No	Assembly Committee on Transportation – 2-year bill.
AB 768 (Torres) Elder Abuse.	Would have expanded the definition of elder abuse to include willfully causing or permitting an elder or dependent adult to sustain any wound or physical or psychological injury. Would have eliminated the requirement that a person "know or reasonably should know" a victim is an elder or dependent adult to be charged with elder abuse.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/15/09.
AB 785 (Bass) Community Sanctions: Parole Violators.	Declares the intent of the Legislature that community sanctions be instituted for parole violators who present a lower risk to public safety. Requires the Department of Corrections and Rehabilitation to implement a "parole violation decision-making instrument" to provide guidelines for use by parole agents and the Board of Parole Hearings to determine the most appropriate sanctions for parole violators.	Yes	Assembly Committee on Appropriations – 2-year bill.
AB 807 (Fuentes) Restitution Centers.	Requires the Department of Corrections and Rehabilitation to reopen the Central Restitution Center and the La Cienega Restitution Center in Los Angeles by June 30, 2011. Allows defendants who owe restitution fines to be placed in restitution centers, with priority given to defendants who owe direct restitution to victims. Expands from 32 months to 60 months the maximum sentence a defendant can receive and remain eligible for placement in a restitution center.	Yes	Senate Floor. Last amended 8/17/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 819 (Calderon) Intellectual Property Piracy.	Establishes the Division of Organized Crime and Intellectual Piracy (OCIP) within the Office of the Attorney General, and the Intellectual Property Piracy Prevention and Prosecution Fund within the Controller's Office, for purposes of preventing, investigating and prosecuting intellectual property piracy crimes. Fund revenues would be generated by fines imposed from convictions of these crimes and money collected pursuant to AB 711 (Calderon) to reimburse law enforcement and district attorneys for their assistance to OCIP. AB 711 requires qualified purchasers who hold a local business license to register with the Board of Equalization and pay annual use tax on untaxed purchases from out-of-state retailers. If enacted, AB 711 is estimated to raise $620 million per year.	Yes	Senate Committee on Public Safety – 2-year bill. Last amended 7/9/09. AB 711 – Senate Committee on Appropriations. Last amended 8/25/09.
AB 845 (Bass) Corrections: Reentry Advisory Committee.	Extends the sunset on the Reentry Advisory Committee of the Department of Corrections and Rehabilitation for an additional 6 years until January 1, 2016, and expands its membership and duties.	Yes	Senate Floor. Last amended 6/25/09.
AB 888 (Price) Alcoholic Beverages: Open Containers: School Grounds.	Prohibits, as an infraction, the possession of an alcoholic beverage container, or consumption of an alcoholic beverage, on a public street, alley, or sidewalk within 600 feet of the property line of a public or private elementary or secondary school.	Yes	Pending concurrence in Senate amendments. Last amended 6/10/09.
AB 891 (B. Berryhill) Real Property: Gang Abatement.	Enacts the Gang Nuisance and Abatement Act to establish a cause of action against the owner of property used by a criminal street gang as a congregating point. Authorizes a district attorney or city attorney to bring an abatement action against the property owner and to impose a fine or property seizure or forfeiture. The proceeds from the fines and property forfeiture would be split between local law enforcement and the district attorney's office for the purpose of funding gang prevention activities.	No	Assembly Committee on Public Safety – 2-year bill.
AB 918 (Adams) Salvageable Personal Property: Collection Boxes.	Imposes requirements for the placement of statements specifying prescribed information on collection boxes by charitable organizations. Requires the owner of a collection box to obtain written consent from the owner or lessee of the property, or agent, for placement of the boxes, and to provide this consent upon request. Specifies that these provisions shall not be deemed to supersede the authority of the Department of Justice or to limit a local jurisdiction from regulating, monitoring or prohibiting boxes.	No	Senate Committee on Local Government – 2-year bill. Last amended 6/11/09.
AB 937 (Smyth) Destructive Devices: Registration.	Would have created a lifetime registration requirement for persons convicted of specified offenses involving destructive devices.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/2/09.
AB 986 (Mendoza) Vehicles: Motor Vehicle Speed Contests.	Requires motor vehicles impounded due to the driver's participation in a speed contest to be inspected by the CA Highway Patrol (CHP) to determine whether the motor vehicle has been modified for speed enhancement beyond the manufacturer's original equipment specifications. Requires, beginning July 1, 2010, that an additional registration fee of $30 be collected for any motor vehicle seized and designated as speed enhanced, and this designation noted on the vehicle's certificate of registration. Creates the Illegal Street Racing Abatement Account in the General Fund for deposit of the additional registration fees, which would be allocated to the CHP and local law enforcement authorities to pay for the costs associated with the impoundment and inspection of motor vehicles seized as a result of illegal street racing.	Yes	Assembly Committee on Public Safety – 2-year bill.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 997 (Krekorian) Sex Offenders: Licensed Residential Facilities: Information.	Requires the departments of Justice, Social Services and Alcohol and Drug Programs to coordinate to develop a unified approach for generating information identifying all sex offenders living in licensed residential, child care or foster care facilities.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 1002 (Fong) Human Trafficking.	Would have created the Human Trafficking Trust Fund, and provided that forfeiture proceeds from human trafficking be deposited in that fund to provide services for human trafficking victims (90%) and the balance for related training programs for law enforcement and prosecutorial personnel.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/23/09.
AB 1003 (J. Perez) Domestic Violence Grants.	Eliminates the limit of four annual grant awards from the Equality in Prevention and Services for Domestic Abuse Program Fund, administered by CA Emergency Management Agency (CalEMA), for domestic violence programs and services for the LGBT community. Changes the process by which these grants are awarded, from a reapplication to a competitive grant process, and provides standards for domestic violence program staff that provide services using these grant awards. Requires the Secretary of CalEMA to work with the Director of Public Health for the purpose of consolidating their domestic violence programs.	Yes	Senate Floor. Last amended 7/2/09.
AB 1010 (Galgiani) Internet.	Requires Internet companies to remove visual material that depicts the commission of a violent or serious felony upon the written or electronic request of the victim, next of kin, member of the victim's immediate family, or a representative designated by the victim or victim's immediate family.	No	Assembly Committee on Judiciary – 2-year bill. Last amended 4/13/09.
AB 1015 (Torlakson) Nitrous Oxide: Prohibit Sale to Minors.	Makes it a misdemeanor to sell or furnish, or offer to sell or furnish, nitrous oxide to any person under 18 years of age. Specifies that it is a defense to this crime that the defendant reasonably believed that the minor was at least 18 years of age. Authorizes a court to suspend the business license for up to one year of a repeat offender under these provisions, unless the business owner shows a good faith effort to prevent sales or deliveries of nitrous oxide to minors. Exempts the sale of nitrous oxide contained in food products as a propellant, and the use of nitrous oxide by medical and dental personnel.	Yes	Senate Floor Inactive File. Last amended 7/9/09.
AB 1017 (Portantino) Sexual Assault Crimes.	Requires local law enforcement agencies responsible for taking or processing rape kit evidence to annually report to the Department of Justice with statistical information pertaining to the processing of rape kits. The reports received would be subject to inspection under the CA Public Records Act. These provisions would become inoperative on July 1, 2015, and would be repealed on January 1, 2016.	Yes	Pending concurrence in Senate amendments. Last amended 8/19/09.
AB 1036 (Niello) Bingo.	Extends the date by which charitable nonprofit organizations applying for mitigation payments from the Charity Bingo Mitigation Fund must have ceased using electronic bingo machines/devices to October 1, 2009, and extends the deadline for applying to the CA Gambling Control Commission for mitigation payments to October 31, 2009.	Yes	Assembly Committee on Governmental Organization – 2-year bill. Last amended 4/27/09.
AB 1048 (Torrico) Child Protection: Safe Surrender.	Expands the age of newborns, from 72 hours to 30 days, who may be safely surrendered, with no questions asked, at a local fire station, hospital or other location designated by the county board of supervisors. Specifies certain circumstances under which a safe-surrender site and its personnel have no liability for a surrendered child. Requires the Department of Social Services to administer the program and convene a workgroup consisting of stakeholders by July 1, 2010, to determine the appropriate agencies to disseminate updated instructions to counties. Requires the department to report to the Legislature by January 1, 2013, and every year thereafter, regarding the effects of the program.	**Yes**	**Senate Floor.** **Last amended 7/16/09.** **SUPPORT.**

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1053 (Solorio) Juveniles: Correctional Facilities.	Provides for the release on parole of wards confined to the Division of Juvenile Facilities within 120-90 days prior to the termination of jurisdiction, and enacts a new Interstate Compact for Juveniles, which will cease to exist on January 1, 2012. Requires the Division of Juvenile Justice to close the Heman G. Stark Youth Correctional Facility, located in the City of Chino, on or before July 1, 2010, and the Preston Youth Correctional Facility, located in the City of Ione, on or before December 31, 2010. Requires the Division of Corrections and Rehabilitation to arrange for the reassignment and transfer of offenders in those facilities to another facility within its jurisdiction.	Yes	Senate Floor. Last amended 9/1/09.
AB 1129 (Hagman) Firearms: Concealed Firearms.	Provides a procedure for the temporary revocation of an identification certificate or an endorsement on the certificate authorizing a retired peace officer to carry a concealed and loaded firearm for conduct that compromises public safety. Provides a hearing process to determine if revocation should be made permanent. Provides for the waiver of the right to a revocation hearing and for the surrender of the identification certificate.	No	Chapter 138, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 6/8/09.
AB 1155 (Strickland) Vehicles: Private Parking Facilities.	Makes additional traffic laws enforceable on off-street private parking facilities.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 1167 (Nielsen) Firearms: Concealed Firearm Licenses: Reciprocity.	Provides that persons who have a valid permit or license to carry a concealed handgun issued by another state or a political subdivision of another state are authorized to carry a concealed handgun in California.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 1170 (Calderon) Registered Sex Offenders: Rental Housing: Consumer Information Booklet.	Would have required the Department of Justice, in consultation with the Department of Consumer Affairs and public and private organizations, to develop, publish and make available to the public a consumer information booklet regarding federal and state laws relating to the lease or rental of real property to registered sex offenders.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/15/09.
AB 1205 (Logue) Vehicles: Motorcycles: Safety Helmets: Exceptions.	Exempts from motorcycle helmet requirements any driver who is 18 years of age or older and has either completed a motorcyclist safety training program, or has been issued a Class M1 license or endorsement.	Yes	Assembly Committee on Transportation – 2-year bill.
AB 1206 (Miller) Hate Crimes.	Expands the definition of hate crime to include political affiliation.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 1208 (Logue) Illegal Alien Inmates.	Provides that if a nonviolent, illegal alien inmate agrees to waive his or her right to appeal conviction and agrees not to contest a final order of removal, the inmate may qualify for immediate deportation, provided, however, that any waiver expressly provides that the inmate agrees to be subject to the jurisdiction of the Department of Corrections and Rehabilitation (DCR) and that if the inmate returns to California without authorization, the inmate shall be subject to incarceration for the remainder of any sentence previously imposed. An inmate agreeing to the waiver would also be required to promise not to enter the state illegally. Violation of this promise would be punishable by imprisonment in the state prison for 10 years. Expresses the intent of the Legislature that DCR enter into a cooperative agreement with federal Immigration and Customs Enforcement (ICE) to create the California-ICE Partnership for Rapid REPAT (Rapid Removal of Eligible Parolees Accepted for Transfer). Expresses the further intent of the Legislature that DCR work with ICE to obtain inmate citizenship records, identify illegal aliens in the prison system, and expedite deportation of all illegal alien inmates convicted of nonviolent offenses.	Yes	Assembly Committee on Public Safety – 2-year bill. Last amended 4/13/09

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1209 (Hagman) Identification.	Authorizes an officer to book an arrested person at the scene or at the arresting agency prior to being cited and released.	No	To Enrollment on 8/27/09. Last amended 8/17/09.
AB 1211 (Torrico) Parole: Conditions.	Requires any person being released on parole who was not committed to prison for a registerable sex offense, a serious felony, a violent felony, or any felony that directly or indirectly involved violence or the threat of violence, and who does not have a prior conviction for a serious or violent felony, to be released on parole with only one condition – that he or she agree in writing to be subject to search or seizure by a parole officer or other peace officer at any time of the day or night, with or without a search warrant and with or without cause. Provides that any eligible inmate who does not agree in writing to that condition shall lose worktime credit earned on a day-for-day basis and shall not be released until he or she either agrees in writing to that condition or has no remaining worktime credit, whichever occurs first. Provides that a parolee's refusal to submit to a search or seizure while on parole is not grounds to revoke his or her parole.	Yes	Assembly Committee on Public Safety – 2-year bill. Last amended 5/27/09.
AB 1220 (Huffman) Vehicles: Supervised Driving: Young Drivers.	Would have required licensed drivers between the ages of 18 and 25 years, to have held their license for at least one year before accompanying and supervising a driver with an instructional permit or provisional license, and to complete 50 hours of supervised driving practice, not less that 10 of which is required to include driving during darkness. Would have required the person to record and maintain a supervised driving log, provided by DMV, in the vehicle while the person is practicing, and submit the supervised driving log to DMV upon application for a driver's license and before taking the driving test. Would have required a person between the ages of 16 and 18 years who is eligible for a provisional driver's license to also record and maintain a supervised driving log in the vehicle while they are practicing.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09.
AB 1224 (Eng) Vehicles: Hit and Run Violations: Animals.	Requires a driver involved in an accident resulting in an injury to a dog, a cat, or livestock to immediately stop the vehicle at the nearest location that will not jeopardize safety and comply with specific notification requirements.	Yes	Assembly Committee on Transportation – 2-year bill. Last amended 4/14/09.
AB 1247 (Adams) Sex Offenders: Housing.	Makes technical, nonsubstantive changes to existing law, scheduled to be repealed on January 1, 2010, relating to the Sex Offender Management Board, under the jurisdiction of the Department of Corrections and Rehabilitation, which was created to address any issues, concerns, and problems related to the community management of the state's adult sex offenders, including the housing of sex offenders in the community, with a goal of safer communities and reduced victimization.	No	Pending referral to Assembly committee – 2-year bill.
AB 1336 (Eng) Vehicles: Parking Violations: Digital Photograph Recordings.	Authorizes a local public agency to install and operate an automated parking enforcement system that uses equipment installed on street sweepers to take digital photographs of parking violations occurring in street-sweeping parking lanes during designated street-sweeping hours.	No	Senate Floor. Last amended 9/2/09.
AB 1392 (Tran) Vandalism: Graffiti and Gang Technology Fund.	Would have created a new $150 fine for graffiti-related offenses and a $300 fine if the offense was committed by a person determined to be an active member of a criminal street gang, for deposit in a new Graffiti and Gang Technology Fund within the Department of Justice, to fund technological advances in the identification and apprehension of vandals and gang members. Would have provided that at least 30% of the funds would be appropriated for graffiti-related purposes, 30% for gang-related purposes, and the balance to "law enforcement's greater need for technology."	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/13/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1439 (Solorio) Gang and Youth Violence: Prevention.	Requires the Director of the Office of Gang and Youth Violence Policy to make recommendations to streamline existing state agency gang and youth violence grant programs with a goal toward giving priority to grant programs that employ evidence-based practices. Authorizes the Director to convene a working group to make recommendations on streamlining existing state agency gang and youth violence grant programs, and developing procedures and requirements for state agencies and departments administering grant programs to follow that would provide incentives for grant recipients to implement evidence-based practices. Requires the working group to report its findings to the Legislature and the Governor by June 1, 2010.	Yes	Senate Floor. Last amended 8/26/09.
AB 1492 (Lowenthal) Vehicles: Wireless Telephones and Communication Devices.	Makes it an infraction to use a wireless telephone or other communication device during a law enforcement vehicle stop, or for failure to comply with an officer's direction to stop using the device. Exempts from these provisions the use of such device for emergency purposes, or to record, tape or film events directly relating to the traffic stop.	Yes	Assembly Committee on Public Safety – 2-year bill. Last amended 4/22/09.
AB 1498 (DeLeon) Firearms: Possession.	Would have expanded the existing list of misdemeanor offenses that prohibit a person from possessing a gun for 10 years to include carrying a concealed weapon in a vehicle, carrying a loaded gun, possessing an assault weapon, and any misdemeanor committed for the benefit of a criminal street gang, as specified.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/23/09.
AB 1505 (Smyth) Gambling: Lotteries.	Makes a technical, nonsubstantive change to the provisions of existing law which defines a lottery as any scheme for the disposal or distribution of property by chance among persons who have paid or promised to pay valuable consideration for a chance to obtain that property or a portion, share, or interest therein, upon any agreement, understanding, or expectation that is to be so distributed or disposed of, whether it is called a lottery, raffle, gift enterprise, or any other name.	No	Pending referral to Assembly committee – 2-year bill.
AB 1522 (V. Perez) Vehicles: School Zones.	Authorizes a local authority in a rural area that establishes a prima facie speed limit to designate a school zone to include a state highway if the highway is within 1,000 feet of a school building or the grounds of a school building, including school grounds that are not separated from the highway by a fence, gate, or other physical barrier while the grounds are in use by children and the highway is posted with a school warning sign that indicates the posted speed limit.	No	Assembly Committee on Transportation – 2-year bill. Last amended 4/13/09.
AB 1577 (Coto) Problem and Pathological Gambling.	Requires the problem gambling prevention program developed by the Office of Problem Gambling (OPG) within the Department of Alcohol and Drug Programs to include the development of education and awareness programs that specifically target geographically diverse multicultural populations. Authorizes OPG to include in its treatment program a grant program for education, outreach and prevention, giving preferences to grant applications that meet prescribed conditions.	Yes	Senate Floor. Last amended 7/1/09.
AB 1579 (Assembly Committee on Governmental Organization) Alcohol Beverage Control: Licenses: Operating Permits.	Revises the authorization of the Department of Alcoholic Beverage Control to, in its discretion, issue an interim operating permit to an applicant for any license to operate the premises during the period an application for a license at the premises is pending.	Yes	Senate Floor.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 14xxx (Arambula) & SB 18xxx (Ducheny) Corrections.	Increases the value threshold for various property crimes to reflect inflation since 1982, and increases the $400 threshold for grant theft to $2,500 (results in $34 million in savings and 1,400 inmate reduction). Establishes consistent day-for-day inmate credit earning status in both jail and prison, and authorizes the CA Department of Corrections and Rehabilitation (CDCR) to award enhanced credits for inmates participating in rehabilitation, education, vocational, and fire camp programs ($42 million savings and 1,700 inmate reduction). Changes three "wobbler" crimes to misdemeanors – petty theft with prior, writing bad checks and receiving stolen property ($100 million savings and 4,300 inmate reduction). Provides that low and moderate risk offenders with nonserious, nonviolent and non-sex offenses will not be subject to parole revocation ($178 million savings and 4,000 inmate reduction). CDCR will establish the Parole Accountability Program to determine the most appropriate parole sanctions for parole violators, and send violators with a history of mental illness or substance abuse to reentry court ($10 million savings). Authorizes CDCR to order home detention with electronic monitoring for inmates over 60 years of age with less than 12 months to serve, and inmates who are permanently medically incapacitated regardless of their sentence ($120.5 million savings and 6,300 inmate reduction). Transfers up to $30 million from CDCR to county probation departments for improving outcomes for felony probationers to stay out of prison. Creates the 13-member CA Public Safety Commission to establish sentencing guidelines by July 1, 2012.	Yes	AB 14xxx is pending concurrence in Senate amendments, and was last amended 8/20/09. SB 18xxx is pending concurrence in Assembly amendments, and was last amended 8/31/09. The two houses are currently negotiating opposition to provisions in the bills that would result in reduced sentences and release of some inmates, while still complying with the federal court order to reduce the prison population by 40,000 inmates. Decisions and actions need to be made before the Legislature adjourns on September 11, 2009.
SB 5 (Maldonado) Peace Officers: Certified Bomb Technicians.	Requires the Commission on Peace Officers Standards and Training, if requested, to conduct a feasibility study regarding designating as peace officers members of a fire department bomb squad unit certified by the FBI as bomb technicians.	Yes	Assembly Floor Inactive File. Last amended 4/28/09.
SB 18 (Oropeza) Elder or Dependent Adult Abuse.	Increases penalties for second and subsequent convictions of willfully causing or permitting any elder or dependent adult to suffer, or inflicting unjustifiably physical pain or mental suffering thereon, or causing or permitting the elder or dependent adult to be placed in a situation which endangers his/her health.	No	Chapter 25, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 5/5/09.
SB 20 (Simitian) Personal Information: Privacy.	Requires the notification required by state agencies and private entities following a security breach of a computerized data system to contain specified information, including the date and time of the breach, the types of personal information believed to have been breached, a general description of the breach, and toll-free phone numbers and addresses of major credit reporting agencies if the breach exposed a bank account or credit card number, a social security number, or a driver's license or California identification card number. Requires a state agency or private entity that is required to notify more than 500 California residents of a breach to electronically submit a copy of the notification, excluding any personally identifiable information, to the Attorney General. Requires the breach notification to be submitted, in the case of a state agency, to the Office of Information Security within the office of the State Chief Information Officer, and in the case of a private entity, to the Office of Privacy Protection within the State and Consumer Services Agency.	Yes	Pending concurrence in Assembly amendments. Last amended 8/25/09.
SB 24 (Oropeza) Grand Theft: Cargo.	Eliminates the January 1, 2010, sunset on a law that defines cargo theft as a separate, and separately monitored, form of grand theft.	Yes	Withdrawn from Governor's Desk 8/31/09. To Conference Committee. Last amended 6/11/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 39 (Benoit) Personal Liability Immunity: Disaster Service Workers.	Revises existing immunity protections for disaster service workers who perform disaster services during a state of emergency to clarify that these workers are not liable for civil damages resulting from an act or omission while performing disaster services anywhere within the jurisdiction covered by the emergency other than a willful act or omission.	No	Chapter 27, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 6/26/09.
SB 110 (Liu) People with Disabilities: Victims of Crime.	Would have made numerous technical and substantive changes regarding provisions of laws relating to crimes against individuals with disabilities.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 5/5/09.
SB 126 (Cedillo)Bingo: Remote Caller Bingo.	Makes technical revisions to the remote caller bingo law that was enacted last year –SB 1369 (Cedillo), Chapter 748, Statutes of 2008.	Yes	Pending concurrence in Assembly amendments. Last amended 8/31/09.
SB 138 (Liu) Local Taxes: Graffiti.	Would have increased the tax levied by cities, counties, and cities and counties to $0.25 on the retail sale of aerosol paint containers and certain felt tip markers; revised the definition of aerosol paint container; and deleted the authorization for a tax levy on containers of other marking materials and substances. Would have required any jurisdiction implementing the tax to provide retailers of products subject to the tax the option to store or display the products in an area continuously observable by employees or in an area not accessible to the public without employee assistance.	Yes	Held in Assembly Appropriations Committee Suspense File on 8/27/09. Last amended 7/15/09.
SB 159 (Simitian) Vehicles: Emergency Vehicles.	Deletes the repeal date, making permanent the "move over" law, which prescribes actions that drivers must take on a freeway when passing a stopped emergency vehicle or tow truck with its warning lights flashing because of an unusual traffic hazard or an extreme hazard.	Yes	Chapter 33, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 4/2/09.
SB 165 (Lowenthal) Vehicles: Parking Violations.	Establishes a schedule of penalties, which are collected as civil penalties, for a violation of parking or leaving standing a vehicle in a stall or space designated for disabled persons and disabled veterans, unless the vehicle displays a special identification license plate or a distinguishing placard.	Yes	Assembly Committee on Transportation – 2-year bill. Last amended 6/23/09.
SB 174 (Strickland) Public Safety and Welfare.	This is the annual Senate Public Safety Committee omnibus bill, which makes a lengthy series of technical corrective changes to various code sections.	Yes	Chapter 35, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 5/13/09.
SB 200 (Correa) Raffles: Internet Advertisement.	Authorizes private, nonprofit and eligible organizations to advertise raffles over the Internet.	No	Chapter 38, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 7/7/09.
SB 213 (Florez) Gambling Establishments: Proposition Players.	**Notwithstanding current prohibitions and limitations on the expansion of gambling contained in the Gambling Control Act, and until January 1, 2020, prohibits the Gambling Control Commission from issuing a gambling license for a gambling establishment that is not licensed to operate on January 1, 2010.**	**Yes**	**Assembly Floor.** **Last amended 6/18/09.** **OPPOSE (amendments accepted, opposition removed).**

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 243 (Harman) Gambling Control Act.	Makes a technical, nonsubstantive change to the provisions of the Gambling Control Act that provides for the licensure of certain individuals and establishments involved in various gambling activities, the regulation of those activities by the Gambling Control Commission, and the enforcement of those activities by the Department of Justice.	No	Pending referral to Senate committee – 2-year bill.
SB 265 (Runner) Parole: Violators.	Requires the Department of Corrections and Rehabilitation to require certain parolees who violation their parole to serve a period of revocation on GPS-monitored house arrest, in lieu of being returned to prison. Creates the Parolee Reentry Fund for the purpose of funding contracts for parolee mentoring and workforce preparation programs.	Yes	Senate Committee on Public Safety – 2-year bill.
SB 282 (Wright) Criminal Street Gangs: Injunction: Petition to Terminate.	Would have provided that an injunction issued against a criminal street gang member could have petitioned the court for relief from the injunction under specified conditions.	Yes	Held in Assembly Committee on Public Safety on 6/30/09. Last amended 6/24/09.
SB 318 (Calderon) Dogfighting Forfeitures.	Provides for the forfeiture of any property interest that was either acquired through the commission of dogfighting, or used to promote, further or facilitate dogfighting.	Yes	Enrolled, to Governor's Desk on 8/27/09. Last amended 5/28/09.
SB 324 (Cedillo) Counterfeit Marks.	Provides that counterfeit goods, with specified exceptions, may, at the consent of the trademark owner, be donated to charity, rather than destroyed.	No	Pending concurrence in Assembly amendments. Last amended 6/11/09.
SB 325 (Alquist) Sex Offenders: Assessments.	Provides additional protocol for an agency administering the State-Authorized Risk Assessment Tool for Sex Offenders (SARATSO) and believing that a score does not represent the person's true risk level, to submit the case to experts for possible override.	Yes	Enrolled, to Governor's Desk 8/18/09. Last amended 6/11/09.
SB 352 (Dutton) Juvenile Offenders: Health Facilities.	Clarifies existing law relating to sharing information about juvenile court wards placed out of the county of residence, in order to improve communication between counties and strengthen oversight of juvenile offenders placed in out-of-county community care facilities.	Yes	Chapter 46, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 5/28/09.
SB 449 (Padilla) Firearms: Transaction Reports.	Effective July 1, 2010, establishes separate procedures for secondhand dealers reporting firearms transactions to the Department of Justice (DOJ). Provides that the current exemption from reporting firearms transactions to DOJ applies to firearms dealers who are also licensed secondhand dealers and only when acquiring a handgun in compliance with other applicable reporting requirements.	Yes	To Enrollment on 9/2/09. Last amended 8/24/09.
SB 492 (Maldonado) Loitering: Criminal Street Gangs.	Imposes enhanced penalties for first and subsequent convictions of registered gang members who return within 72 hours after being asked to leave a school property or other public place at or near where children normally congregate.	Yes	Assembly Floor. Last amended 7/14/09.
SB 496 (Maldonado) Real Estate: Sex Offenders.	Authorizes the Real Estate Commissioner to deny an application for a real estate license, or revoke, non-renew or refuse to reinstate the license for a person who is a registered sex offender, with specified exceptions.	Yes	Senate Committee on Public Safety – 2-year bill. Last amended 4/23/09.
SB 557 (Yee) Human Trafficking: Property: Nuisance.	Provides that if real property was used by a person convicted of specified human trafficking provisions to facilitate the offense, that property could be found to be a public nuisance and the remedies applicable under the nuisance or "Red Light Abatement" statutes shall apply. Those remedies include closing the property for one year and a civil fine of up to $25,000.	Yes	Pending concurrence in Assembly amendments. Last amended 7/8/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 564 (Hollingsworth) Sexually Violent Predators.	Would have required sexually violent predators released into a forensic conditional release program to be placed in a new or existing reentry facility administered by the Department of Mental Health until suitable housing is found. Would have provided that failure to be placed in a reentry facility shall not be grounds for preventing conditional release.	Yes	Held in Senate Committee on Appropriations. Suspense File on 5/28/09. Last amended 5/20/09.
SB 584 (Hollingsworth) Sex Offenders: Internet Access.	Requires any registered sex offender who is convicted of committing a sex crime using a computer to inform the registering agent as to whether or not he/she has access to a computer or other device with Internet capability, with regular updates regarding Internet accessibility.	Yes	Senate Committee on Public Safety – 2-year bill.
SB 588 (Senate Committee on Public Safety) Sex Offender Management Board	Deletes the January 1, 2010, repeal date for the Sex Offender Management Board, making the existence of the board permanent.	Yes	Assembly Floor.
SB 598 (Huff) Vehicles: Driving Under the Influence.	Requires the Department of Motor Vehicles (DMV) to advise a person convicted of a second offense of driving under the influence (DUI) of only alcohol that he/she may be eligible to apply for a restricted license after 90 days of the suspension period, and after 6 months for a third or subsequent conviction upon completion of a DUI program. Requires DMV to advise a person convicted of a second offense within 10 years of DUI involving a combination of drugs and alcohol that he/she may be eligible to apply for a restricted license after 12 months of a mandatory 2-year license suspension (for 3rd and subsequent convictions, a 3-year suspension) upon completion of a DUI program. All participants in the DUI program shall also be required to pay a fee sufficient to cover DMV's administrative costs.	Yes	Assembly Floor. Last amended 8/31/09.
SB 601 (Padilla) Retail Tobacco Licenses.	Would have prohibited the Board of Equalization from issuing a new cigarette and tobacco products license for a retail location within 600 feet of a school, unless public convenience or necessity would be served by the issuance. Would have restricted the issuance of a new retail license to traditional retail locations, defined as grocery stores, convenience stores, pharmacies, liquor stores, gas stations, smoke shops, wine and cigar stores, superstores, or tobacco and cigar stores. Would have required the Department of Alcoholic Beverage Control and the State Department of Public Health to provide specified information to the board upon request.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 5/18/09.
SB 602 (Padilla) Food Safety.	Requires accredited food protection manager certification organizations, which provide accredited food safety certification examinations, to offer at least one examination online to accommodate owners or employees of food facilities, except temporary food facilities, who are required to successfully pass such an examination. Requires, commencing January 1, 2011, a food handler, as defined, to obtain a food handler card within 30 days of his or her date of hire, and to maintain a valid food handler card for the duration of his or her employment as a food handler.	Yes	Rereferred from Assembly Committee on Governmental Organization to Committee on Rules – 2-year bill. Last amended 7/1/09.
SB 610 (Corbett) Gambling Establishments: Santa Clara County.	**Provides that, notwithstanding existing law, a gambling establishment licensed by the CA Gambling Control Commission and operating in the City of San Jose on January 1, 2010, may change its location within the County of Santa Clara by providing the commission with at least 3 months notice prior to that change. Provides that these provisions do not supersede any local measure prohibiting or regulating gambling establishments.**	**Yes**	**Senate Committee on Governmental Organization – 2-year bill.** **OPPOSE.**

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 657 (Steinberg) Human Trafficking.	Effective January 1, 2011, requires retail sellers and manufacturers doing business in the state to develop and implement policies related to their compliance with federal and state law regarding the eradication of slavery and human trafficking from their supply chain.	No	Senate Committee on Appropriations – 2-year bill.
SB 678 (Leno) Criminal Recidivism.	Creates, until January 1, 2015, the CA Community Corrections Performance Incentives Act of 2009 to establish a system of performance-based funding to support evidence-based local probation community corrections practices for the supervision of adult felony probationers. Authorizes each county to establish a Community Corrections Performance Incentive Fund (CCPIF), to receive funds allocated from the State CCPIF, to allow the county probation department to develop and implement a community corrections program. Requires funds in the CCPIF to be used to provide supervision and rehabilitative services for adult felony offenders subject to probation, including evidence-based risk and needs assessments; intermediate sanctions, including electronic monitoring, community service, home detention, day reporting, work furlough programs, and county jail; more intensive probation supervision; rehabilitation programs such as drug and alcohol treatment, mental health treatment, and anger management; and job training and employment services.	Yes	Assembly Floor. Last amended 8/31/09.
SB 689 (Hollingsworth) Sex Offenders: Sexually Violent Predators: Monitoring Information.	Requires the Department of Justice to develop and implement a fully Web-enabled system to provide the public, via an Internet website, with monitoring and mapping information showing the actual, physical location in real time of sex offenders who have been declared sexually violent predators.	Yes	Senate Committee on Public Safety – 2-year bill. Last amended 4/13/09.
SB 756 (Ashburn) Parolees: Drug, Alcohol and Anger Management Treatment Program.	Would have established 2-year parole diversion pilot projects in three cities – Pomona, San Bernardino and Riverside – for certain individuals who violate parole to receive substance abuse and anger management treatment. The programs would have been run by service provider contractors, and overseen and evaluated by the Department of Corrections and Rehabilitation. Would have mandated that a parolee who was assigned to one of the pilot programs and failed to successfully complete it would be incarcerated for 9 months.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 4/14/09.
SB 776 (Hancock) Firearms: Large-Capacity Magazines.	Expands the Department of Justice's (DOJ) duties to maintain information related to firearms transactions to include information on the registration of large-capacity magazines. Effective January 1, 2011, prohibits the possession of large-capacity magazines; a violation is punishable by up to one year imprisonment in the county jail. Requires registration of large-capacity magazines no later than January 1, 2011, for magazines that are already in possession, and registration for magazines acquired after January 1, 2011, within 30 days of taking possession. Requires local and state entities to register their large-capacity magazines as institutionally owned, and report to DOJ the disposition of magazines that constitute a nuisance. Authorizes DOJ to charge a fee, not to exceed $20, for registration of large-capacity magazines, but exempts local and state entities from that fee. Requires licensed firearms dealers who have been issued a permit by DOJ for the purpose of transporting, possessing, and selling a registered large-capacity magazine to an out-of-state purchaser to provide notification to DOJ of the identity of the purchaser.	Yes	Senate Committee on Public Safety – 2-year bill. Last amended 4/15/09.
SB 782 (Yee) Residential Tenancies: Domestic Violence.	Creates a process for preventing the eviction of a victim of domestic violence, sexual abuse, or stalking if both of the following are true: (1) the tenant, or a member of the tenant's household, has been a victim of domestic violence, sexual assault or stalking; and (2) the notice to vacate is substantially based upon an act or acts of domestic violence, sexual assault, or stalking perpetrated against the tenant or a member of the tenant's household.	No	Assembly Committee on Judiciary – 2-year bill. Last amended 6/25/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 829 (Senate Committee on Governmental Organization) Gambling: Licenses.	Authorizes the executive director and the members of the CA Gambling Control Commission to administer oaths and certify official acts in connection with the business of the commission.	Yes	Assembly Floor. Last amended 6/30/09.

2. Public Health and Safety (includes drug and alcohol programs • emergency services and interoperability • fire protection • flood control • health care).			
AB 39 (Huffman) Sacramento-San Joaquin Delta.	States legislative intent to establish a plan for the Sacramento-San Joaquin Delta.	No	Pending Conference Committee Report. Last amended 7/9/09.
AB 49 (Feuer) Water Conservation.	States legislative intent to establish a 20% water efficiency requirement for the year 2020 for agricultural and urban water users.	No	Pending Conference Committee Report. Last amended 7/9/09.
AB 54 (Jeffries) State Government: CA Emergency Management Agency.	Requires the departments of Forestry and Fire Protection and CA Highway Patrol; offices of the State Fire Marshal and Traffic Safety; State Board of Fire Services; CA Conservation Corps; and Emergency Medical Services Authority to create a working group to prepare a Governor's Reorganization Plan that transfers all of their authorities and duties to the new State Emergency Management Agency.	Yes	Assembly Committee on Governmental Organization – 2-year bill. Last amended 3/26/09.
AB 123 (Portantino) Housing for Elderly or Disabled Persons.	Exempts two types of housing from community care licensing requirements – residences covered by the low income housing tax credit and Section 8 subsidized housing – if occupied by elderly or disabled persons and if supportive services are made available to residents at their option and if the supportive services are not provided by the owner or operator of the facility. Allows the owner or operator of the facility to coordinate supportive services or to help residents gain access to supportive services.	Yes	Chapter 82, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 3/16/09.
AB 244 (Beall) Health Care Coverage: Mental Health Services.	Requires health plans and insurers to cover the diagnosis and medically necessary treatment of a mental illness of a person of any age under the same terms and conditions applied to other medical conditions.	Yes	Senate Floor. Last amended 9/1/09.
AB 280 (Blakeslee) CA Earthquake Authority: Retrofit Programs: Grants.	Would have authorized the CA Earthquake Authority to establish a grant or loan program to retrofit specified "soft-story" buildings, which are typically multiple-story buildings located over a parking garage or series of retail businesses that are particularly vulnerable during earthquakes due to structural weaknesses at the ground level.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09.
AB 345 (Torlakson) Regional Occupational Centers or Programs: Emancipated Foster Youth.	Would have exempted former dependents or wards of the juvenile court who reached the age of majority while in foster care (emancipated foster youth) from the regional occupational center or program (ROC/P) adult participation cap of 10%, for the 2011-12 fiscal year.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/22/09.
AB 415 (Nestande) Residential Care Facilities for the Elderly.	Makes technical, nonsubstantive changes to provisions of the CA Community Care Facilities Act, which relate to the licensing and regulation of residential care facilities for the elderly by the Department of Social Services.	No	Pending referral to Assembly committee – 2-year bill.
AB 438 (Beall) Persons with Developmental Disabilities: Criminal Proceedings: Diversion.	Would have expanded diversion eligibility for persons with cognitive disabilities, and required the Department of Developmental Services to create a task force to identify strategies and best practices for dealing with persons with developmental disabilities in the criminal justice system.	Yes	Held in Senate Appropriations Committee Suspense File on 8/27/09. Last amended 4/21/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 503 (Furutani) Battered Women's Shelters: Grant Program.	Extends the sunset date for an additional five years, until January 1, 2015, for the Domestic Violence Advisory Council, which advises the Domestic Violence Program within the Department of Public Health (DPH). Requires DPH to consult with the CA Emergency Management Agency to consider the consolidation of their respective domestic violence programs and to report the conclusions to the Legislature by June 30, 2011.	Yes	Pending concurrence in Senate amendments. Last amended 8/19/09.
AB 517 (Ma) Safe Body Art Act.	Establishes the Safe Body Art Act to provide minimum statewide standards for the regulation of tattooing, body piercing, and permanent cosmetic application. Repeals current law governing the development of standards for these businesses.	Yes	Pending concurrence in Senate amendments. Last amended 8/18/09.
AB 538 (Arambula) Emergency Telephone System: Abuse.	Would have authorized agencies that provide emergency medical services to report misuse of the 911 system to the public safety entity that originally received the call.	Yes	Vetoed by Governor 8/6/09. Last amended 6/10/09.
AB 564 (Portantino) Substance Abuse Treatment: Prohibition of Excessive Salaries.	Amends Proposition 36 of 2000, the Substance Abuse and Crime Prevention Act, to establish a limitation on the amount of compensation a director, officer or employee of a substance abuse treatment facility may receive from public sources, not to exceed a certain federal compensation limitation, and establishes specified compensation requirements for any director, officer or employee who collects rent from a drug treatment facility. Requires these restrictions on compensation to be terms of any contract entered into in the state to provide drug treatment if, under that contract, public funds are to be used to provide the drug treatment.	Yes	Senate Floor. Last amended 9/1/09.
AB 865 (Price) Emergencies: Communication.	Requires the CA Emergency Management Agency, in cooperation with the State Chief Information Officer, to develop and operate a full-time wireless communications system providing the public with emergency information that is accessible by cellular telephone, pager or computer.	Yes	Assembly Committee on Governmental Organization – 2-year bill.
AB 910 (DeLaTorre) Emergency Telephone Users Surcharge Act: Prepaid Communications Service.	Defines, for purposes of the Warren-911-Emergency Assistance Act, "prepaid communications service" to include prepaid calling card telephone service and prepaid wireless services. Makes legislative findings and declarations regarding equitable contributions to the funding of 911 systems by consumers of prepaid communications services.	No	Assembly Committee on Utilities and Commerce – 2-year bill.
AB 912 (Torres) Telecommunications: Emergency Telephone Users Surcharge Act.	Specifies that a minimum of 0.50% of the charges for intrastate telephone communications services and Voice over Internet Protocol (VoIP) service to which an existing surcharge applies, be spent for the costs of administering, operating, and maintaining the state 911 emergency telephone number system, including, until December 31, 2011, a maximum of 0.25% of the charges for intrastate telephone communications services and VoIP service to which the surcharge applies for a one time payment to primary Public Safety Answering Points for personnel costs.	Yes	Pending concurrence in Senate amendments. Last amended 8/17/09.
AB 928 (Blakeslee) Earthquake Early Warning System.	Requires the High-Speed Rail Authority to develop an earthquake early warning system and coordinate development of that system with the CA Emergency Management Agency, Department of Education, and Public Utilities Commission. Requires the earthquake early warning system to be designed to protect the lives of high-speed train passengers and schoolchildren, and protect critical infrastructure in this state by providing advanced earthquake warning and by enabling preventive measures seconds before an earthquake.	Yes	Pending referral to Assembly committee – 2-year bill. Last amended 4/27/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 935 (Feuer) Long-Term Health Care Facilities.	Would have required at least half of the funds in the CA Department of Public Health State Health Facilities Citation Penalties Account and the Federal Health Facilities Citation Penalties Account to be used to support local long-term care ombudsman programs administered by the CA Department of Aging. Would have required any remaining funds to be used to protect the health and safety of nursing home residents.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/16/09.
AB 1004 (Portantino) Local Government: Emergency Response.	Prohibits a public agency, in making a determination of liability for purposes of seeking reimbursement for the expenses of any emergency response, from making residency a determining factor.	Yes	Assembly Floor. Last amended 5/4/09.
AB 1127 (Solorio) School Facilities: Automatic Fire Sprinkler System.	Would have required all school modernization projects, on or after July 1, 2010, that were structural in nature and part of a multistory building or building with exits that open to an enclosed hallway, to include an automatic fire detection, alarm and sprinkler system approved by the State Fire Marshal. Would have authorized the State Allocation Board to waive this requirement, if the cost of the automatic sprinkler system was greater than 20% of the replacement cost of the building, and to adopt regulations to implement this waiver.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/29/09.
AB 1197 (Torrico) Public Safety: Radio Communications.	Would have amended the Public Safety Communication Act of 2002 to allow additional technology to be considered for improved public safety interoperability.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/14/09.
AB 1199 (Ammiano) Local Health Care Master Plans.	Requires each county to establish a working group for the purpose of creating a local health care master plan that considers various issues, including equitable distribution of health care services. Requires the Department of Health Care Services to provide oversight and review of the development of each local health care master plan.	Yes	Assembly Committee on Health – 2-year bill. Last amended 4/13/09.
AB 1203 (Ma) Transportation Bond Funds: Transit System Safety.	Requires the CA Emergency Management Agency, by February 1 of each fiscal year in which Proposition 1B of 2006 funds are appropriated for capital projects that provide increased protection against a security and safety threat and increase the capacity of transit operators to develop disaster response transportation systems that can move people, goods, and emergency personnel and equipment in the aftermath of a disaster, to provide the State Controller with its list of approved projects and sponsoring agencies eligible to receive an allocation. Requires the Controller, upon receipt of this information, to commence any necessary actions to allocate funds to those agencies.	Yes	Enrolled, to Governor's Desk on 8/27/09.
AB 1284 (Huffman) Substance Abuse: Adult Recovery Maintenance Facilities.	Would have required the Department of Alcohol and Drug Programs to provide a specified notice to a city or county planning agency of a pending license approval of an adult alcoholism or drug abuse recovery or treatment facility that has the same owner or manager as an existing facility that is within 300 feet of, and is operated as an integral component of the proposed facility. Would have authorized the department to, among other things, impose specified health and safety requirements or deny licensure based upon overconcentration of facilities or conditions of local need. Would have authorized cities and counties to file objections to approval of the license.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09.
AB 1422 (Bass) Health Care Programs: CA Children and Families Act of 1998.	Provides funding for, and makes program changes to, the Healthy Families Program, administered by the Managed Risk Medical Insurance Board, which provides health care coverage for eligible low and moderate income children; extends the gross premium 2.35% tax of to Medi-Cal managed care plans; and, authorizes the CA Children and Families Commission to make specified transfers of program revenues.	Yes	Pending concurrence in Senate amendments. Last amended 8/25/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1475 (Solorio) Emergency Medical Services.	Limits a county's reimbursement for administering the Maddy Emergency Medical Services Fund to the actual administrative costs or 10% of the amount of the fund, whichever amount is lower.	No	To Enrollment 8/31/09.
SB 12 (Simitian) Sacramento–San Joaquin Delta Stewardship Council.	Declares the intent of the Legislature to enact legislation to establish the Sacramento-San Joaquin Delta Stewardship Council.	No	Pending Conference Committee Report. Last amended 7/9/09.
SB 23 (Padilla) Manufactured Housing: Emergency Preparedness Plans.	Effective September 1, 2010, requires the owner or operator of a mobilehome park or a special occupancy park to adopt and post an emergency preparedness plan, as specified.	Yes	Pending concurrence in Assembly amendments. Last amended 7/9/09.
SB 38 (Alquist) Emergency Services: Seniors.	Effective January 1, 2011, requires the CA Highway Patrol, in consultation with specified state agencies, media outlets and law enforcement organizations, to develop policies and procedures to instruct law enforcement agencies, other emergency agencies, radio and television broadcasters, and other media outlets on the implementation of a missing senior person (over age 65) alert. Requires law enforcement, upon receiving a report of a missing senior with an impaired mental condition with additional information that could help recover the senior, to implement the missing senior person alert system outlined in this bill. Authorizes law enforcement agencies to request the CHP to activate the Emergency Alert System within the appropriate local or regional area to disseminate information that could help recover a senior who has been missing for over 24 hours or is likely to be in a vehicle.	Yes	Held in Assembly Appropriations Committee Suspense File on 8/27/09. Last amended 5/28/09.
SB 183 (Lowenthal) Residential Building Safety.	Enacts the Carbon Monoxide Poisoning Prevention Act of 2009 requiring all existing dwellings intended for human occupancy that have a fossil fuel burning appliance, a fireplace or an attached garage to install a carbon monoxide device.	Yes	Assembly Floor. Last amended 6/22/09.
SB 214 (Benoit) Sober Living Homes.	Provides that a sober living home, as defined, is exempt from licensure by the Department of Social Services and the Department of Alcohol and Drug Programs. Provides that a residence housing those purporting to be recovering from drug and alcohol abuse would be presumed to be a sober living home if it has been certified, registered, or approved by a recognized nonprofit organization that provides a credible quality assurance service for applicants or members.	Yes	Senate Committee on Health – 2-year bill.
AB 229 (Pavley) Water: Sacramento-San Joaquin Delta.	Declares legislative intent to enact legislation to authorize actions to be undertaken prior to the adoption of a comprehensive Sacramento-San Joaquin Delta Plan.	No	Pending Conference Committee Report. Last amended 7/9/09.
SB 268 (Harman) Alcoholism or Drug Abuse Recovery or Treatment Facilities: Licensing.	Requires applicants seeking licensure as a residential alcoholism or drug abuse recovery treatment facility to include in the application to the Department of Alcohol and Drug Programs, a certification that the proposed facility complies with local zoning, or is a legal non-conforming use, and to submit an approved fire clearance.	Yes	Assembly Committee on Appropriations. Last amended 7/1/09.
SB 289 (Ducheny) Hospitals: Seismic Safety: Periodic Reports.	Requires owners of hospital buildings that are classified as nonconforming, SPC-1 buildings (defined in regulations as a building that is at risk of collapse in an earthquake), who have requested extensions of the 2008 deadline for seismic retrofitting or rebuilding, to include additional information in statutorily required reports due to the Office of Statewide Health Planning and Development by June 30, 2011.	Yes	Assembly Floor. Last amended 4/23/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 375 (Hancock) School Facilities.	Would have authorized the State Allocation Board to review and adopt regulations for apportioning funds provided under the Seismic Mitigation Program, and to utilize the funds for the repair, reconstruction or replacement of school buildings determined to be seismically at risk, and for structural evaluations and interim housing costs for displaced pupils.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 4/14/09.
SB 398 (Correa) Mobilehome Parks: Fire Code Enforcement.	Specifies that fire prevention regulations adopted by the Department of Housing and Community Development (HCD) are not applicable in a mobilehome park within a special district that has been delegated fire code enforcement by a city, county, or city and county, and is the enforcement agency, and the special district or entity is enforcing a fire prevention code imposing restrictions equal to or greater than those imposed by building standards published in the CA Building Standards Code and other state regulations adopted by HCD. Adds combustible brush and vegetation clearance, flammable liquid storage, hazardous materials storage and use, open flame or open burning, and park community clubhouse or recreational hall fire safety to the list of items a city, county, city and county, or special district can enforce under its own fire prevention code without assuming full code enforcement responsibility for mobilehome parks from HCD.	No	Pending concurrence in Assembly amendments. Last amended 8/20/09.
SB 400 (Corbett) Tobacco.	Amends the Stop Tobacco Access to Kids Enforcement (STAKE) Act and the CA Cigarette and Tobacco Products Licensing Act of 2003 to apply to electronic cigarettes and any similar devices that can provide inhaled doses of nicotine by delivering a vaporized solution, and classifies them as a drug. Requires the Department of Public Health's Food and Drug Section inspectors to regulate and enforce the prohibition of the sale, distribution, or offering for sale of electronic cigarettes if they have not been approved or cleared by the federal Food and Drug Administration. Prohibits suppliers and sellers of electronic cigarettes from distributing them to minors.	Yes	Assembly Floor. Last amended 9/2/09.
SB 415 (Oropeza) Alcoholic Beverages: Licenses: Local Government Review.	Authorizes the Department of Alcoholic Beverage Control to extend the waiting period for a liquor license by an additional 10 days – from 20 to 30 days – if they receive a written request by an entity or official who received the notification of the license application under current law, such as the sheriff, chief of police, district attorney, city or county planning director, whoever has jurisdiction, the board of supervisors, if within an unincorporated area, and to the city council or other governing body of the city.	Yes	Assembly Floor.
SB 458 (Wolk) Sacramento-San Joaquin Delta Conservancy: Delta Protection Commission.	States the intent of the Legislature to enact legislation to establish a Sacramento-San Joaquin Delta Conservancy and to modify the Delta Protection Commission.	No	Pending Conference Committee Report. Last amended 7/9/09.
SB 495 (Benoit) Mobile Telephony Service Providers: Release of Call Location Information to Law Enforcement Agencies.	Requires cell phone companies to provide call location information to a law enforcement agency in order for the agency to respond to a call for emergency services or in an emergency situation that involves the risk of death or serious physical harm. Nothing prohibits a cell phone company from establishing a protocol by which the provider may voluntarily disclose call location information. A cell phone company shall not be subject to liability when it acts in good faith in complying with this provision.	No	Senate Committee on Energy, Utilities and Communications – 2-year bill. Last amended 4/22/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 505 (Kehoe) Local Planning: Fire Hazard Impacts.	Requires the Office of Planning and Research (OPR) to update its Fire Hazard Planning report and propose changes to CEQA guidelines pertaining to fire risks. Requires local governments to revise their general plan safety element requirements for state responsibility areas and very high fire hazard severity zones by January 1, 2015, to address the local risk for fire, comment on the recommendations contained in OPR's updated report, and establish a set of goals, policies and objectives and an implementation plan for carrying out those goals relating to fire risk.	Yes	Pending concurrence in Assembly amendments. Last amended 7/13/09.
SB 558 (DeSaulnier) Alcohol Abuse Treatment Program Fund.	Authorizes the Department of Alcohol Beverage Control to assess and collect a fee per drink from every person who is engaged in a business in California that sells alcoholic beverages for resale.	Yes	Senate Committee on Governmental Organization – 2-year bill. Last amended 4/21/09.
SB 563 (Hollingsworth) Emergency Services: Public Safety Communication.	Makes technical, nonsubstantive changes to existing law that gives primary responsibility in state government to the Public Safety Radio Strategic Planning Committee for developing and implementing a statewide integrated public safety communication system.	No	Pending referral to Senate committee – 2-year bill.
SB 600 (Padilla) Cigarette and Tobacco Products Taxes: Tobacco Tax and Health Protection Fund.	Imposes a $1.50 tax on cigarettes and, indirectly, an equivalent tax on tobacco products. Provides that 85% of the funds resulting from the tax will be deposited into the General Fund and 15% into the Tobacco Tax and Health Protection Fund, created by this bill, to finance tobacco control, tobacco disease research and lung cancer research.	Yes	Senate Floor. Last amended 6/9/09.
SB 769 (Alquist) Federal Funding: Supplemental Appropriations: Pandemic Flu.	Requires federal funding received pursuant to the 2009 Supplemental Appropriations Act for public health activities to be allocated to the CA Department of Public Health to expand the CA Health Action Network and other communication networks to improve emergency communication with hospitals and primary clinics during a public health emergency.	Yes	Assembly Floor. Last amended 8/31/09.
SB 772 (Leno) Home Furnishing: Fire Retardancy: Juvenile Products.	Would have exempted strollers, infant carriers, bassinets, and nursing pillows from fire retardant requirements and regulations.	Yes	Held in Assembly Appropriations Committee Suspense File on 8/27/09. Last amended 7/14/09.
SB 808 (Wolk) San Francisco Bay/ Sacramento-San Joaquin Delta Estuary: Strategic Work Plan.	Requires the State Water Resources Control Board to implement its resolution entitled, "The Strategic Workplan for Actions to Protect Beneficial Uses of the San Francisco Bay/ Sacramento-San Joaquin Delta Estuary" by commencing an investigation of the reasonableness of the methods of diversions from the Sacramento-San Joaquin Delta used by the State Water Project and the federal Central Valley Project.	Yes	Senate Committee on Natural Resources and Water – 2-year bill.
SB 812 (Ashburn) Developmental Services: Housing.	Would have required a local government general plan housing element to include an analysis of the special housing needs of persons with autism spectrum disorders (ASDs). Would have required the Department of Housing and Community Development, in cooperation with the Department of Developmental Services, to report to the Legislature on the housing needs of persons diagnosed with an ASD.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 5/4/09.
SB 828 (Senate Committee on Governmental Organization) Public Safety Communication.	Changes the name of the Public Safety Radio Strategic Planning Committee to the Public Safety Emergency Communications Strategic Planning Committee.	Yes	Assembly Floor.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position

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V. STRATEGIC SUPPORT

1. Elections, Political Reform, Officers, Conflict of Interest, and Public Records.			
AB 6 (Saldana) Initiatives: Paid Circulators.	Requires professional petition firms – entities that pay individuals to circulate petitions and gather signatures to qualify state or local initiatives – to register annually with the Secretary of State.	Yes	To Enrollment on 8/31/09. Last amended 4/28/09.
AB 7 (Krekorian) Political Reform Act of 1974.	Requires, with specified exceptions, a broadcast or mass mailing advertisement supporting or opposing a candidate or ballot measure that is paid for by an independent expenditure to include a statement or phrase that clearly identifies the economic or other special interest of the major donors of $50,000 or more, listing the economic or other special interest in descending order based on the amount of contributions made by the respective donor to the committee, except for a general interest committee. Requires a committee that files electronically with the Secretary of State to list the Secretary of State's Internet website in its disclosure statement. Requires committees not required to file electronically to disclose the Uniform Resource Locator for its Internet website and to list the committee's principal officer and specified information regarding each donor to the committee who contributed at least $100. This would not apply to radio advertisements.	Yes	Senate Floor. Last amended 8/17/09.
AB 9 (J. Perez) Political Reform Act of 1974: Expenditures.	Provides that a contribution includes the payment of public moneys by a state or local governmental agency for a communication to the public which expressly advocates the election or defeat of a clearly identified candidate or the qualification, passage, or defeat of a clearly identified measure, or urges a particular result in an election, and which is made at the behest of the affected candidate or committee. Provides that an independent expenditure includes the payment of public moneys by a state or local governmental agency.	Yes	Senate Floor. Last amended 6/24/09.
AB 10 (Hagman) Public Funding: Actions.	Prohibits elected state of local officers, appointees, employees, or consultants, or those organizations or associations that represent local agencies, from using or permitting others to use public resources to commence an action to enjoin the operation of any law or constitutional amendment, proposed by initiative petition and approved by the voters at a general or special election.	No	Assembly Committee on Elections and Redistricting – 2-year bill.
AB 18 (Knight) Local Government: City Councils.	Extends the amount of time that a city council has to fill a vacancy in an elective city office from 30 days to 60 days. Changes the number of city council members at large that hold office following the first general municipal election in a newly incorporated city.	No	To Enrollment on 8/31/09. Last amended 8/18/09.
AB 137 (Jeffries) Open Meetings: Advisory Committees.	Limits the exclusion for advisory committees that are less than a quorum of the legislative body from the Ralph M. Brown Act requiring open and public meetings, to an advisory committee composed solely of the members of the legislative body that are less than a quorum of the legislative body and whose subject matter jurisdiction has cumulatively lasted for 2 years or less.	No	Assembly Committee on Local Government – 2-year bill.
AB 491 (Garrick) Vandalism: Political Signs.	Provides that any person who destroys, marks, tears down, or otherwise defaces a political sign without authorization from the campaign responsible for the production or creation of the sign is subject to a fine not to exceed $1000, in addition to any other penalty provided by law.	Yes	Senate Committee on Public Safety – 2-year bill. Last amended 5/4/09.
AB 520 (Carter) Public Records.	Authorizes a superior court to issue a protective order limiting the number and scope of requests a requestor may make under the Public Records Act. Requires the court, in issuing the order, to determine that the requestor has sought records under the act for an improper purpose, including, but not limited to, the harassment of a public agency or its employees.	Yes	Assembly Committee on Judiciary – 2-year bill.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 567 (Villines) Government Practices.	Makes numerous changes to the CA Whistleblower Protection Act (CWPA) to broaden the class of employees covered by the CWPA, expands the definition of improper governmental activity that could be reported by a whistleblower, and permits the State Auditor to publicly report on recommendations made to heads of state agencies that have not been fully implemented after one year.	Yes	Senate Floor. Last amended 9/2/09.
AB 715 (Caballero) County and City Ordinances: Publishing and Posting Requirements.	Authorizes cities and counties to post, within 15 days of passage, adopted ordinances on their official Internet websites in lieu of publishing the ordinances in general circulation newspapers. Requires a city or county that chooses to post an adopted ordinance on its website to also mail, within 15 days of passage, a notice of adoption of the ordinance to each person who has sent in a written request to receive such mailed notices. Provides that written requests shall expire at the end of each calendar year and allows residents to renew their subscriptions after January 1 of each year. Allows a local agency to charge a fee for mailing the notice, not to exceed its actual mailing costs. Prior to posting adopted ordinances on its website, requires the city or county to publish a legal advertisement in a general circulation newspaper for a minimum of once a week for four successive weeks to inform the public of when the city or county will begin posting ordinances solely on the Internet, the website address where the ordinance will be posted, and information on how residents can obtain mailed notices of adopted ordinances.	No	Senate Committee on Local Government – 2-year bill. Last amended 6/10/09.
AB 741 (B. Berryhill) Political Reform Act of 1974: Campaign Funds.	Provides that the expenditure of campaign funds held by a ballot measure committee for a candidate's or elected officer's attorney's fees and other costs in connection with administrative, civil or criminal litigation is not directly related to a political, legislative or governmental purpose and is not within the lawful execution of the trust in which those funds are held.	Yes	Assembly Committee on Elections and Redistricting – 2-year bill.
AB 746 (Coto) Conflicts of Interest.	Provides that an independent contractor shall not be deemed to be interested in a contract as a result of the contractor's preparation of a request for proposal, requests for qualification, requests for bids, or any other bid-related documents.	No	Senate Committee on Local Government – 2-year bill.
AB 831 (Monning) State Auditor: Confidential Records.	Clarifies that state and local government officers and employees who are the subject of, or possess information about, an ongoing audit or investigation, are prohibited from releasing audit findings prior to the official completion of the audit by the State Auditor.	No	Assembly Committee on Business and Professions – 2-year bill. Last amended 5/11/09.
AB 906 (Hill) Conflict of Interest: Remote Interest in a Contract.	Revises the definition of "remote interest" in the existing conflict of interest statute pertaining to government officials, to allow a government entity to enter into a contract with an investor-owned utility, if the purpose of the contract is to provide energy efficiency, as specified.	No	Enrolled, to Governor's Desk on 8/27/09. Last amended 7/9/09.
AB 923 (Swanson) Department of Motor Vehicles: Public Records: Addresses.	Would have expanded the list of peace officers and other public officials who may request the DMV to provide enhanced confidentiality to their home addresses, to include members of the Board of Equalization, zoo veterinarians, employees of certain animal control shelters, and code enforcement officers.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/13/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 985 (DeLaTorre) Real Property: Discriminatory Restrictions.	Allows a title insurance company, escrow company, real estate broker, real estate agent, or other person to record a Restrictive Covenant Modification (RCM), and requires the county recorder to notify the property owner of the request. Makes other changes to facilitate the removal of unlawfully restrictive covenants, including requiring RCM forms to be provided with instructions, allowing for batch processing or submission on behalf of several homes or lots, and requiring county counsel to make a determination about the lawfulness of a covenant within a reasonable amount of time. Requires county recorders to create a dual records system made up of "official records" which contain the unlawful restriction but are exempt from disclosure under the Public Records Act (except pursuant to a subpoena or court order) and "public records" which are an exact copy of the official record, but with the unlawful restriction redacted.	Yes	Senate Floor. Last amended 9/2/09.
AB 1068 (Saldana) Petitions: Signature Gathering.	Prohibits contracts for circulating petitions and gathering signatures for measures that make payment contingent upon the measure qualifying for the ballot.	No	To Enrollment on 8/27/09.
AB 1121 (Davis) Elections: Ranked Voting.	Authorizes the Secretary of State to approve up to 12 counties to use a ranked voting system. Requires counties that opt to participate to obtain voter approval and acquire a voting system that is capable of conducting an election using ranked voting. Although this pilot program will sunset January 1, 2019, the bill allows cities and counties authorized to conduct ranked voting elections to conduct such elections until January 1, 2024.	Yes	Senate Floor. Last amended 8/25/09.
AB 1133 (Niello) Gifts for Voting.	Makes it a crime for a person or committee to attempt to influence a voter through the use of money, gifts, loans, or other valuable consideration, or through the use of force or coercion, to register to vote or to vote at an election. Makes it a crime for a person to receive gifts, money, loans, or other valuable consideration in return for registering to vote or voting.	Yes	Assembly Committee on Public Safety – 2-year bill.
AB 1181 (Huber) Political Reform Act of 1974: Statements and Reports.	Lowers the monetary thresholds which trigger mandatory electronic reporting of campaign contributions and expenditures by candidates, officeholders, committees, major donors, and slate mailer organizations. Eliminates the requirement that members of the Legislature and Board of Equalization, court of appeal justices, superior court judges, and candidates for those offices file paper copies of campaign reports with the elections official of the county with the largest number of registered voters in the districts affected. Requires candidates for the Board of Administration of the Public Employees' Retirement System to file campaign reports online or electronically with the Secretary of State.	Yes	Senate Floor. Last amended 8/26/09.
AB 1245 (Monning) Recovery of Public Records.	Authorizes the Secretary of State, whenever the secretary, in consultation with the State Archivist, has reasonable grounds to believe that a public record belonging to a state or a local agency is in the possession of a person, organization or institution not authorized by law to possess the record, to issue a written notice within 20 calendar day to either return the record or respond in writing with a declaration as to why the record does not belong to the state or local agency. Failure to respond is cause for civil action. Requires the secretary or a local agency to issue a copy or digital image of the record, when a record is returned and the person, organization, or institution returning that record makes that request.	Yes	To Enrollment on 8/31/09. Last amended 6/30/09.
ACA 2 (Furutani) Elections: Voting Age.	Proposes an amendment to the State Constitution to authorize a person who is at least 17 years of age and will be 18 years of age at the time of the next general election to register to vote, subject to compliance with applicable registration requirements, and to vote in that general election and in any intervening primary or special election that occurs after the person registers to vote.	Yes	Assembly Floor.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 34 (Corbett) Petitions: Compensation for Signatures.	Makes it a misdemeanor for a person to pay or receive money or any other thing of value based on the number of signatures obtained on a state or local initiative, referendum or recall petition.	Yes	To Enrollment on 9/2/09. Last amended 4/14/09.
SB 99 (Senate Committee on Local Government) Joint Exercise of Powers: Reporting and Disclosures.	Imposes additional transparency and accountability requirements on conduit financing providers to ensure compliance with audit, annual financial reporting, and other public accountability requirements.	Yes	Assembly Floor. Last amended 8/31/09.
SB 359 (Romero) Records: Disclosure Exemptions.	Updates the statute within the CA Public Records Act that contains an alphabetical list of records that are exempt from disclosure. Requires a standing committee of the Legislature to introduce a bill at the beginning of each two-year session that updates this alphabetical list of records exempt from disclosure under the act.	No	Assembly Floor (withdrawn from enrollment on 9/2/09). Last amended 8/20/09.
SB 711 (Leno) Public Meetings: Closed Sessions: Labor Negotiations.	Amends the Ralph M. Brown Act to require a local agency, before holding a closed session meeting regarding employee compensation, to hold an open session meeting to identify the agency's designated representatives, the employee or class of employees that are the subject of the negotiations, and the representatives of the employees, and to provide an oral report by the agency's designated representative on the current status of negotiations. Requires any action by the legislative body on the collective bargaining agreement or initial proposal, and any final action on any agreement, to be conducted during an open and public regular meeting of the legislative body.	Yes	Senate Committee on Local Government – 2-year bill. Last amended 4/13/09.
SB 786 (Yee) Civil Procedure: Attorney's Fees and Costs.	Prohibits prevailing government bodies or entities from recovering attorney's fees and costs on an anti-SLAPP (Strategic Lawsuit Against Public Participation) special motion to strike for specified actions brought pursuant to the CA Public Records Act, Bagley-Keene Open Meetings Act, and Ralph M. Brown Act.	No	Chapter 65, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 5/20/09.
SB 787 (Walters) Political Reform Act of 1974: Conflicts of Interest.	Prohibits a public official from influencing a governmental decision with the knowledge or reason to know that he or she has financial interest.	No	Pending referral to Senate committee – 2-year bill.
SCA 4 (Maldonado) Elections: Open Primaries.	Proposes an amendment to the State Constitution to establish primary elections in which voters may vote for any state or congressional candidate regardless of party registration, with the two candidates receiving the most votes, regardless of party affiliation, advancing to the general election. This measure will appear on the June 2010 ballot.	Yes	Res. Chapter 2, Statutes of 2009. Last amended 2/19/09.

2. Employer-Employee Relations (includes personnel • retirement • unemployment insurance • workers' compensation).			
AB 23 (Jones) Cal-COBRA: Premium Assistance.	Establishes, for purposes of Cal-COBRA, specific notice requirements and enrollment opportunities for persons eligible for federal premium assistance that would subsidize 65% of the cost of Cal-COBRA coverage under the federal ARRA, including allowing a qualified beneficiary eligible for federal premium assistance to elect Cal-COBRA continuation coverage no later than 60 days after the date of the notice required by this bill.	Yes	Chapter 3, Statutes of 2009. (Signed by Governor on 5/12/09.) Last amended 5/4/09.
AB 108 (Hayashi) Individual Health Care Coverage.	Prohibits health care service plans and health insurers from rescinding plan contracts or insurance policies for any reason after 24 months of issuance.	Yes	Pending concurrence in Senate amendments. Last amended 7/23/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 128 (Coto) Workers' Compensation: Cancer Presumption.	Would have established a presumption that cancer, in cases of firefighters and peace officers following termination of service for a period of one year for each full year of the requisite service, would be presumed to arise out of, and in the course of employment, unless the presumption was contradicted by evidence that the primary site of the cancer had been established and the carcinogen was not involved in professional exposure.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09.
AB 493 (Tran) Employment and Benefits Appeals Board.	Abolishes the Workers' Compensation Appeals Board, the CA Unemployment Insurance Appeals Board, and the CA Occupational Safety and Health Appeals Board, and transfers their duties to the Employment and Benefits Appeals Board, created by this bill in the Labor and Workforce Development Agency.	Yes	Assembly Committee on Insurance – 2-year bill. Last amended 4/2/09.
AB 513 (DeLeon) Health Care Coverage: Breast Feeding.	Requires health care service plan contracts and health insurance policies issued, renewed, or amended on or after January 1, 2010, that provide maternity coverage to provide coverage for lactation consultation services and for the provision or rental of breast pumps.	Yes	Senate Floor. Last amended 9/1/09.
AB 516 (Niello) Workers' Compensation: Temporary Disability.	Requires, for injuries occurring after January 2010, that the benefit amount for temporary disability payable to an injured worker be not less than an amount equal to the employee's weekly earnings from all employers, nor more than $1,260, or 1.5 times the state average wage, whichever is greater.	No	Assembly Committee on Insurance – 2-year bill.
AB 816 (Hagman) Unemployment Insurance: Employment Training Fund.	Repeals the express authority of the Legislature to appropriate funds from the Employment Training Fund to finance the local assistance portion of the welfare-to-work activities under the CalWORKs Program.	Yes	Assembly Committee on Insurance – 2-year bill. Last amended 4/15/09.
AB 842 (Swanson) Employment.	Would have required employers who are planning a mass layoff, relocation or termination to give at least 90 days prior written notice, instead of the current 60 days notice, to employees and the Employment Development Department and other local agencies. Employers, when notice is given, would have been required to provide employees with information regarding benefits and services available to them. Would have required employers to provide sufficient meeting space for the provision of rapid response activities and services. Would have required the Labor and Workforce Development Agency to maintain guides for employees and employers who could be faced with layoffs.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09.
AB 879 (Hernandez) Workers' Compensation: Self-Insurers: Financial Audits.	Requires workers' compensation self-insurers to file an annual audited financial statement and an actuarial analysis with the Office of Self-Insurance Programs within the Department of Industrial Relations, and requires that these financial records be made available to the public.	Yes	Senate Committee on Banking, Finance and Insurance – 2-year bill. Last amended 4/28/09.
AB 933 (Fong) Workers' Compensation: Utilization Review.	Requires physicians who conduct utilization reviews of proposed medical treatment in order to determine the appropriateness of that treatment and its compliance with applicable workers' compensation guidelines, to be licensed to practice in California.	No	Senate Committee on Labor and Industrial Relations – 2-year bill.
AB 1000 (Ma) Employment: Paid Sick Days.	Would have provided that an employee who worked in California for 7 or more days in a calendar year should be entitled to paid sick days, which would be accrued at a rate of not less than one hour for every 30 hours worked. An employee would have been entitled to use accrued sick days beginning on the 90th calendar day of employment. Specified that it would not apply to employees covered by a collective bargaining agreement that provides for paid sick days, nor would it lessen any other obligations of the employer to employees.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1201 (V. Perez) Immunizations for Children: Reimbursement of Physicians.	Would have required a health care service plan or health insurer that provides coverage for childhood and adolescent immunizations to reimburse a physician or physician group in an amount not less than the actual cost of acquiring the vaccine plus the cost of administration of the vaccine. Would have prohibited a health care service plan contract or health insurance policy providing coverage for childhood or adolescent immunizations from imposing a deductible, copayment, coinsurance, or other cost-sharing mechanism for the administration of a childhood or adolescent immunization or for related procedures.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/28/09.
AB 1218 (Jones) Health Care Coverage: Rate Approval.	Requires approval by the Department of Managed Health Care or the Department of Insurance of an increase in the amount of a premium, copayment, coinsurance obligation, deductible, or other charges under a health care service plan or health insurance policy. Requires the submission of a rate plan increase application and the review under regulations that would be developed by the departments. Requires notification to the public of rate applications and approval, and authorizes an application fee.	Yes	Assembly Committee on Health – 2-year bill.
AB 1227 (Feuer) Workers' Compensation: Public Employees: Leaves of Absence.	Provides that deputized local park rangers, community college police and police of a school district who are regular, full-time public employees but not members of the Public Employees' Retirement System, Los Angeles City Employees' Retirement System, or subject to the County Employees Retirement Law of 1937, are entitled, regardless of their period of service with the public employer, to a leave of absence without loss of salary in lieu of temporary disability payments, while either temporarily or permanently disabled by injury or illness arising out of, and in the course of their duties. These provisions would not apply to certain public safety personnel who are employees of the City and County of San Francisco.	No	Senate Floor. Last amended 6/15/09.
AB 23xxx (Coto) Unemployment Insurance: Extended Benefits.	Establishes eligibility for an additional 20 weeks of federally-funded extended unemployment insurance benefits.	No	Chapter 22, Statutes of 2009 Third Extraordinary Session. (Signed by Governor on 3/27/09.) Last amended 3/23/09.
AB 29xxx (Coto) Unemployment Insurance: Extended Benefits.	Establishes an "alternative base period" that allows recent earnings to count in determining eligibility for unemployment insurance benefits, requires the Employment Development Department to send employers prompt information on the maximum benefits payable to each claimant, and allows employers and claimants to participate in Unemployment Insurance Appeals Board hearings by telephone.	No	Chapter 23, Statutes of 2009 Third Extraordinary Session. (Signed by Governor on 3/27/09.) Last amended 3/25/09.
SB 186 (DeSaulnier) Workers' Compensation: Medical Treatment: Predesignation of Physicians.	Removes the December 31, 2009, sunset date, making the law permanent that authorizes a worker to predesignate his or her personal treating physician as the treating physician in the event of a workplace injury.	No	Assembly Floor.
SB 275 (Walters) Professional Engineers.	Prohibits the practice of agricultural, chemical, control system, fire protection, industrial, metallurgical, nuclear, petroleum, and traffic engineering by any person who has not passed a specified examination and who is not appropriately licensed by the Board for Professional Engineers and Land Surveyors in the Department of Consumer Affairs in the particular discipline.	Yes	Senate Committee on Business, Professions and Economic Development – 2-year bill.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 287 (Calderon) Meal Periods.	Revises the statutory requirements for the provision of meal periods to specify that the requirements apply only to employees subject to the meal period provisions of an order of the Industrial Welfare Commission. Provides that the meal period provisions of a valid collective bargaining agreement would be required to be implemented for covered employees, rather than the statutory requirements.	Yes	Senate Committee on Labor and Industrial Relations – 2-year bill.
SB 477 (Florez) Employment: Heat Illness Prevention.	Requires employers to provide employees with access to shade when the temperature exceeds 85 degrees Fahrenheit and to implement designated high-heat procedures when the temperature equals or exceeds 95 degrees Fahrenheit. Prohibits an employer from allowing an employee or a supervisor to engage in outdoor work without receiving training on specified topics and would require the employer to designate a person to ensure that emergency procedures are invoked when appropriate.	Yes	Assembly Committee on Rules (rereferred from Assembly Appropriations Committee on 8/20/09). Last amended 8/17/09.
SB 508 (Dutton) Taxes: Credits: Qualified Employees.	Enacts a new tax credit for taxpayers inside or outside a geographically targeted economic development area who hire a qualified employee beginning in the 2009 tax year. A qualified employee is a CalWORKs recipient, parolee, probationer, veteran, or a person who previously received unemployment benefits. The taxpayer may claim a credit equal to 25% of wages paid during the taxable year for each qualified employee who worked between 125 and 400 hours, or 40% of wages paid during the taxable year for each qualified employee who worked at least 400 hours.	Yes	Senate Committee on Revenue and Taxation – 2-year bill. Last amended 5/5/09.
SB 594 (Ashburn) Taxation: Cafeteria Plans: Credits.	Establishes, until December 1, 2014, an income or franchise tax credit in the amount of 15% of administrative costs incurred by a qualified taxpayer in connection with establishing or administering a cafeteria plan that provides for the payment of health insurance premiums of the taxpayer's employees.	Yes	Senate Committee on Revenue and Taxation – 2-year bill. Last amended 4/16/09.
SB 630 (Steinberg) Health Care Coverage: Cleft Palate Reconstructive Surgery: Dental and Orthodontic Services.	Requires health plans and insurers to cover medically necessary dental or orthodontic services related to cleft palate procedures that are an integral part of reconstructive surgery. Currently, health plan and insurer coverage for reconstructive surgery is required, but does not specify dental or orthodontic services for cleft palate procedures.	Yes	Assembly Floor. Last amended 8/31/09.
SB 656 (DeSaulnier) Public Employment: Collective Bargaining: Peace Officers.	Provides that a local public agency bargaining unit which is comprised of a majority of persons who are peace officers shall be excluded from the jurisdiction of the Public Employment Relations Board (PERB) for purposes of dispute resolutions. Currently, only persons who are peace officers are excluded from PERB jurisdiction.	Yes	Pending concurrence in Assembly amendments. Last amended 8/17/09.
SB 665 (Cedillo) Employment: Meal Periods.	Allows an employer of a registered security officer greater flexibility to provide on-duty meal periods if the officer is covered by a valid collective bargaining agreement, or if the employee has a written on-duty meal period agreement with his or her employer containing specified terms.	Yes	Senate Committee on Labor and Industrial Relations – 2-year bill. Last amended 4/27/09.
SB 677 (Yee) Workers' Compensation: Exclusions: Farming Operations.	Would have, until January 1, 2013, excluded any person employed by his or her parent, child, spouse, or registered domestic partner in a farming operation from having to secure the payment of workers' compensation, including medical treatment for injuries incurred by their employees that arose out of, or in the course of, employment if they met certain conditions. Would have required the owner or owners of the farming operation to submit specified information when registering with the Department of Industrial Relations (DIR) for the exclusion.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 5/19/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 705 (Lowenthal) Employee Rights: Exhaustion of Administrative Remedies.	Would have provided that the exhaustion of an employee's internal administrative remedies or judicial review of a decision of an administrative agency would not be a precondition, and would not need to be judicially reviewed by a petition for a writ of mandate, for the filing of a civil action alleging a violation of a right that the Legislature would determine to be based on a fundamental public policy of the state.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 5/19/09.
SB 711 (Leno) Public Meetings: Closed Sessions: Labor Negotiations.	Amends the Ralph M. Brown Act to require a local agency, before holding a closed session meeting regarding employee compensation, to hold an open session meeting to identify the agency's designated representatives, the employee or class of employees that are the subject of the negotiations, and the representatives of the employees, and to provide an oral report by the agency's designated representative on the current status of negotiations. Requires any action by the legislative body on the collective bargaining agreement or initial proposal, and any final action on any agreement, to be conducted during an open and public regular meeting of the legislative body.	Yes	Senate Committee on Local Government – 2-year bill. Last amended 4/13/09.
SB 728 (Lowenthal) Air Pollution: Parking Cash-Out Program.	Allows cities, counties, and air districts to establish, by ordinance or resolution, a penalty or other mechanism to ensure compliance with the parking cash-out law. Provides that if the local entity establishes a penalty, it must also establish procedures for providing notice to employers and appeal by employers of any penalty imposed. Provides that if both the Air Resources Board and a local entity impose a penalty on an employer, only the board's penalty shall apply.	No	Pending concurrence in Assembly amendments. Last amended 8/20/09.
SB 762 (Aanestad) Professions and Vocations: Healing Arts.	Prohibits cities or counties from restricting any person from performing a procedure that falls within the scope of practice of a person licensed by the State Department of Consumer Affairs.	No	Chapter 16, Statutes of 2009. (Signed by Governor 7/2/09.) Last amended 5/5/09.
SB 764 (Negrete McLeod) Workers' Compensation: Health Care Organizations.	Would have deleted the requirement that each application for certification as a workers' compensation health care organization (HCO) be accompanied by a fee, sufficient to cover the actual costs of processing the application. Would have deleted the Workers' Compensation Managed Care Fund's purpose of funding the cost of administering the certification process, and deleted the description of necessary information required to be reported by various plans, insurers, administrators or other entities as determined by the Administrative Director of the Division of Workers' Compensation. Would have conformed provisions relating to services provided by HCOs to those applicable to employers who had not entered into a contract with an HCO for the provision of medical services.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 4/22/09.
SB 773 (Steinberg) Workers' Compensation: Disability Benefits.	Would have provided for increased permanent partial disability benefits for injuries occurring on or after January 1, 2010, and would have revised the formula for computing permanent disability payments for injuries causing permanent disability.	No	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 5/19/09.
SB 796 (Alquist) Health Care Coverage: Continuation Coverage.	Deletes the current requirement that a person must elect and exhaust COBRA or Cal-COBRA coverage in order to qualify for access to individual health care coverage as a federally eligible defined individual under HIPAA.	Yes	Senate Committee on Health – 2-year bill.
SB 810 (Leno) Single-Payer Health Care Coverage.	Would have established the CA Healthcare System, an entity that would have provided affordable and comprehensive health care coverage for all Californians.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 4/23/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
3. Fiscal Issues and Taxation (includes economic stimulus bills).			
AB 4 (Blakeslee) Constitutional Convention: Delegates.	Provides for the selection of 56 delegates to the Constitutional Convention, with 14 delegates selected from each of the State Board of Equalization districts. Prohibits a delegate from holding an elective or appointed federal, state, county, or city office, for four years following the date of his or her appointment as a delegate to the Convention. Prohibits a voter from being eligible to serve as a delegate he or she or immediate family member held an elective or appointed federal, state, county, or city office, for the 10 years preceding the date of his or her application. Requires the Convention to convene in the Assembly Chambers of the State Capitol in Sacramento and specifies the rules for the Convention. The delegates would be paid $300 for each day he or she engaged in Convention business.	Yes	Assembly Committee on Judiciary – 2-year bill.
AB 44 (Blakeslee) Energy Storage Facilities.	Creates incentives for investor owned utilities and non-utility companies to build energy storage devices that store energy produced from renewable facilities.	Yes	Senate Committee on Energy, Utilities and Communications – 2-year bill. Last amended 6/1/09.
AB 47 (Ma) Income Taxes: Credit: Adoption Costs.	Would have increased until January 1, 2015, the maximum adoption credit, from $2,500 to $5,000, allowed for families that adopt a foster child who is older than 12 years of age or has lived in a group home for six of the 18 months prior to his/her adoption.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/20/09.
AB 111 (Niello) Taxation: Cancellation of Indebtedness: Mortgage Debt Forgiveness.	Allows a solvent individual taxpayer to exclude from his/her gross income an amount of qualified principal residence indebtedness, up to $2 million, discharged by the lender on or after January 1, 2009 and before January 1, 2013, in full conformity with the federal income tax law.	Yes	Assembly Committee on Revenue and Taxation – 2-year bill. Last amended 3/31/09.
AB 155 (Mendoza) Local Government: Bankruptcy Proceedings.	Authorizes a local public entity, with the approval and subject to the terms and conditions of the CA Debt and Investment Advisory Commission, to file a petition and exercise powers pursuant to applicable federal bankruptcy law.	Yes	Senate Committee on Local Government – 2-year bill. Last amended 7/1/09.
AB 178 (Skinner) Sales and Use Taxes.	For sales and use tax purposes, expands the definition of a "retailer engaging in business in this state" to include a retailer entering into an agreement with a resident of this state under which the resident, for a commission or other consideration, directly or indirectly refers potential customers, whether by a link or an Internet website or otherwise, to the retailer, if the cumulative gross receipts or sales price from sales by the retailer to customers in this state who are referred pursuant to these agreements is in excess of $10,000 during the preceding four calendar quarterly periods, except as specified.	Yes	Assembly Committee on Revenue and Taxation – 2-year bill.
AB 260 (Lieu) Lending.	Enacts the Higher-Priced Mortgage Loan Law, effective July 1, 2010, and authorizes California's mortgage regulators to apply specified federal mortgage lending laws and regulations to their licensees.	Yes	Senate Floor. Last amended 9/2/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 267 (Torlakson) Education Finance Districts: Taxes.	Authorizes an education finance district to impose a qualified special tax within the district. Authorizes the following school districts to create an education finance district: 1) three or more contiguous school districts located wholly or partially within the same county; 2) two school districts within a county containing only the two school districts; and 3) if a county contains only one school district, the school district may form an education finance district with two or more contiguous school districts in adjoining counties. Requires the governing bodies of each school district that participates in establishing an education finance district to adopt a resolution to participate in the education finance district, and enter into a mutual agreement with the other participating school regarding the division and expenditure of the revenue raised by a qualified special tax. Specifies that three or more contiguous school districts that decide to form an education finance district may not deny participation to a school district with a population of pupils 70 percent or greater from lower income households or very low income households, provided that that school district meets all of the applicable requirements.	No	Senate Floor. Last amended 9/1/09.
AB 277 (Ammiano) Transportation: Local Retail Transaction and Use Taxes: Bay Area.	Specifies how the governing board of a transportation agency using the Bay Area County Traffic and Transportation Funding Act will be designated when placing a transportation sales tax ordinance before voters.	No	Vetoed by Governor 8/6/09. Last amended 5/11/09.
AB 286 (Salas) Vehicles: Additional Registration Fees.	Extends for an additional eight years until January 1, 2018, the authority for counties to impose vehicle registration surcharges to fund vehicle theft prevention, investigation, and prosecution programs.	Yes	Senate Floor. Last amended 6/23/09.
AB 325 (Beall) Federal Earned Income Tax Credit: Community Outreach.	Would have designated the Department of Community Services as the lead agency responsible for implementing federal Earned Income Tax Credit (EITC) outreach programs, in coordination with specified entities, to increase the number of eligible persons in this state who apply for and receive the EITC.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 5/6/09.
AB 349 (Silva) State Mandates.	Effective January 1, 2012, requires the Governor and Department of Finance to produce draft trailer bill language with their January budget proposal that repeals mandates that are proposed to be suspended for at least the third consecutive year.	Yes	Senate Committee on Budget and Fiscal Review – 2-year bill. Last amended 4/13/09.
AB 394 (Torrico) Sales and Use Taxes: Automobile Manufacturing.	Exempts from the state, local, and district share of the sales and use tax purchases of tangible personal property used by an auto manufacturer in Fremont, CA, that is used in any stage of the process of manufacturing, processing, refining, fabricating, or assembling automobiles at any point of the supply chain, such as machinery and equipment, component parts and contrivances, and all equipment or devices used or required to operate, control, regulate, or maintain the machinery. Also exempts purchases of tangible personal property used by contractors purchasing the property for use in the performance of the contract, including research and storage facilities used during the process of manufacturing an automobile in Fremont that use the special purpose buildings or foundations as an integral part of the manufacturing process, excluding buildings used solely as warehouses. Requires taxpayers to furnish the retailer with an exemption certificate to realize the exemption. The exemption does not apply to any tangible personal property removed from the state within one year of purchase or converted from the exempt use to another use, in which case the taxpayer shall be liable for the tax.	Yes	Senate Committee on Rules (rereferred from Senate Governmental Organization Committee). Last amended 8/24/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 396 (Fuentes) Works of Improvement: Liens.	Would have reduced the allowable retention proceeds on public works contracts to 5%, and modified stop notice provisions.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 5/14/09.
AB 400 (DeLeon) State Agencies: FISCal Funds.	Requires the Financial Information System for CA (FISCal) to list State General Fund and federal fund expenditures in the amount of $5,000 or greater on a public website.	Yes	Enrolled, to Governor's Desk on 8/24/09. Last amended 6/15/09.
AB 419 (Caballero) Joint Powers Agreements: Water Utilities.	Authorizes a water utility that is regulated by the Public Utilities Commission to enter into a joint powers agreement with one or more public agencies and other water suppliers, if the purpose of the joint powers agreement pertains to regional or local water management.	No	Assembly Committee on Local Government – 2-year bill.
AB 469 (Eng) Sales and Use Taxes: Qualified Use Tax Payment.	Eliminates the election to report and pay qualified use tax (QUT) on an acceptable tax return and, instead, requires any taxpayer who fails to report and pay QUT pursuant to the Sales and Use Tax Law to report and remit the QUT on a return.	Yes	To Enrollment on 9/2/09. Last amended 8/17/09.
AB 474 (Blumenfield) Contractual Assessments: Water Efficiency Improvements.	Expands the authorization that allows public agencies to enter into contractual assessments to finance the installation of specified improvements to include water efficiency improvements.	No	Senate Floor. Last amended 6/25/09.
AB 570 (Arambula) Local Housing Trust Fund Matching Grant Program.	Makes various changes to the Local Housing Trust Fund Matching Grant Program to facilitate access to program funds for newly established housing trusts in smaller counties.	Yes	Senate Floor. Last amended 6/15/09.
AB 676 (Jeffries) Sales and Use Taxes: Consumer: Destination Management Company.	Would have provided, until January 1, 2015, that a destination management company (DMC) is a consumer, and not a retailer, of tangible personal property it provides to its clients pursuant to a qualified contract for destination management services, defined as the provision of four or more of the following services: transportation, entertainment, meals, recreational activities, tours, registration, and staffing. Would have provided that the retail sale of tangible personal property to a DMC is subject to tax.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 5/21/09.
AB 680 (Hall) Local Government: Fees & Judgments.	Revises several provisions relating to the collection of funds from judgment debtors and creates an ex-parte application for relief when a levying officer has not paid funds to a person entitled to a money judgment, and exempts those actions from the Tort Claims Act.	No	Senate Floor. Last amended 6/22/09.
AB 700 (Krekorian) Creative Industries and Community Economic Revitalization Act of 2010.	Establishes the Creative Industries and Community Economic Revitalization Act of 2010 and Fund and requires that 20% of all revenues derived from the payment of sales and use taxes to be deposited in the Fund, administered by the CA Arts Council. Authorizes a city, county, regional park district or other district, joint powers authority, or nonprofit arts organization to apply to the Arts Council for a local assistance program grant for organizational support. The council would be required, when issuing a grant, to encourage joint partnerships between applicants, and to submit an annual report to the Legislature that includes the status of each grant made pursuant to the act.	Yes	Assembly Committee on Appropriations Suspense File – 2-year bill. Last amended 3/26/09.
AB 798 (Nava) CA Transportation Financing Authority: Toll Facilities.	Establishes the CA Transportation Financing Authority to assist transportation agencies in obtaining financing, primarily through issuing bonds backed by specified sources of revenue, to develop transportation projects. Authorizes the authority to permit agencies to impose tolls for use of facilities constructed.	Yes	Senate Floor. Last amended 6/24/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 819 (Calderon) Intellectual Property Piracy.	Establishes the Division of Organized Crime and Intellectual Piracy (OCIP) within the Office of the Attorney General, and the Intellectual Property Piracy Prevention and Prosecution Fund within the Controller's Office, for purposes of preventing, investigating and prosecuting intellectual property piracy crimes. Fund revenues would be generated by fines imposed from convictions of these crimes and money collected pursuant to AB 711 (Calderon), pending in the Senate Appropriations Committee, to reimburse law enforcement and district attorneys for their assistance to OCIP. AB 711 requires qualified purchasers who hold a local business license to register with the Board of Equalization and pay annual use tax on untaxed purchases from out-of-state retailers. If enacted, AB 711 is estimated to raise $620 million per year.	Yes	Senate Committee on Public Safety – 2-year bill. Last amended 7/9/09.
AB 829 (Caballero) Sales and Use Tax: Exemption: Manufacturing Equipment.	Declares the intent of the Legislature to exempt from sales and use taxes the sale of, and the storage, use, or other consumption of, manufacturing equipment used in the manufacturing process.	No	Assembly Committee on Appropriations Suspense File – 2-year bill. Last amended 6/1/09.
AB 831 (Monning) State Auditor: Confidential Records.	Clarifies that state and local government officers and employees who are the subject of, or possess information about, an ongoing audit or investigation, are prohibited from releasing audit findings prior to the official completion of the audit by the State Auditor.	No	Assembly Committee on Business and Professions – 2-year bill. Last amended 5/11/09.
AB 847 (Salas) Sales Tax: Adult Entertainment Venue Impact Fund.	Imposes a 20% sales and use tax on retailers that operate adult entertainment venues, measured by the gross receipts from its sales of tangible personal property sold at retail in this state. Creates the Adult Entertainment Venue Impact Fund and require that all revenues, less refunds and the costs of the administration of the tax, be used to ameliorate the secondary effects of adult entertainment venues.	Yes	Assembly Committee on Revenue and Taxation – 2-year bill. Last amended 6/23/09.
AB 902 (Torres) Income Tax Credit: Foreclosed Homes: Mortgage Interest Deduction: Minimum Franchise Tax.	Authorizes a personal income tax credit for taxable years from 2009 through 2011, not to exceed $3,000, that is equal to 2% of the amount paid or incurred for the purchase as a primary residence of a foreclosed dwelling by a taxpayer whose gross income does not exceed 120% of the area median income. For taxable years 2010 and 2011, allows a personal income tax deduction for any qualified residence interest, provided that it is for a principal residence. For taxable years from 2009 through 2011, adjusts for inflation the personal income and corporation minimum tax on partnerships, limited liability companies and corporations.	Yes	Assembly Committee on Revenue and Taxation – 2-year bill. Last amended 4/14/09.
AB 1065 (Gilmore) Taxation: Low-Income Housing: Farmworker Housing.	Increases the maximum aggregate dollar amount of farmworker housing tax credits allowed in each calendar year to $1,000,000 under Personal Income Tax and Bank and Corporation Tax laws.	Yes	Assembly Committee on Housing and Community Development – 2-year bill.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1084 (Adams) Local Planning: Development Projects: Fees.	Clarifies that an audit of local developer fees and charges may also cover the cost of public facilities, as defined by existing law. Provides that an audit is not required if another audit had been performed on the same fees and charges within the previous 12 months. If the audit shows that the fee or charge does not meet the statutory requirements, local officials must adjust the fee accordingly. For purposes only of a tentative subdivision map or parcel map that is extended by 24 months, a city, county, or city and county is not prohibited from levying a fee or imposing a condition that requires the payment of a fee, including an adopted fee that is not included within an applicable zoning ordinance, upon the issuance of a building permit. Provides that electronic mail notification serves as an alternative to a mailed notice of upcoming local agency meetings under the Mitigation Fee Act.	Yes	Senate Floor. Last amended 9/1/09.
AB 1139 (J. Perez) Income Taxes: Credits: Enterprise Zones.	Would have revised the definition of qualified wages for purposes of Personal Income Tax and Corporation Tax credits to include a specified formula. Would have required taxpayers to apply for, and obtain, the certification of a qualified employee within 21 days of hiring that employee.	No	Held in Assembly Committee on Jobs, Economic Development and the Economy on 4/28/09. Last amended 4/13/09.
AB 1159 (V. Perez) Income and Corporation Tax Credits: Enterprise Zones: Qualified Property.	For taxable years beginning on or after January 1, 2010, authorizes a taxpayer engaged in a trade or business in enterprise zones to aggregate the value of sales and use tax credits attributable to the purchase, and placement in service, of machinery and machinery parts used for the production of renewable energy resources in all of the enterprise zones in which the taxpayer is engaged in a trade or business and apply the tax credit to tax liabilities attributable to activities within one or more enterprise zones.	Yes	Assembly Committee on Revenue and Taxation – 2-year bill. Last amended 5/11/09.
AB 1192 (Strickland) Cities: Powers.	**Prohibits a legislative body from selling or leasing any existing public improvement to a private or public entity, including any entity controlled by a city, for the purposes of renting or leasing back, or repurchasing through installment payments that existing public improvement.**	**No**	**Assembly Committee on Local Government – 2-year bill.** **Last amended 4/20/09.** **OPPOSE.**
AB 1196 (Blumenfield) The False Claims Act.	Revises and clarifies significant aspects of the CA False Claims Act (CFCA) to ensure that those who knowingly defraud the government are held liable regardless of whether the fraud was conducted through an intermediary, and that false claim lawsuits are not dismissed without the written consent of the government. Reorganizes provisions of law to conform to the structure of federal law. Requires civil penalties to be imposed for each violation of the CFCA, in order to deter and punish those inclined to defraud the government. Modifies when a court is authorized to award a defendant reasonable attorney's fees and expenses to when the court finds the claim was brought primarily, rather than solely, for purposes of harassment. States that the Attorney General or prosecuting authority of a political subdivision has a duty to investigate specific violations of the CFCA.	Yes	Senate Floor. Last amended 9/2/09.
AB 1225 (DeLaTorre) Energy Efficiency: Federal Funds.	Designates the Green Action Team as being responsible for evaluating opportunities for the state to participate in, and benefit from, the energy-related programs of the federal American Recovery and Reinvestment Act of 2009 and to coordinate the state's participation in any federal energy-related economic stimulus programs and the distribution of moneys for energy efficiency and renewable energy programs to specified entities.	Yes	Assembly Committee on Natural Resources – 2-year bill.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1388 (Hernandez) Local Agencies: General Obligation Bonds.	Allows local agencies to issue and sell general obligation bonds through the negotiated sale method for a price at, above, or below par value. Repeals a provision in current law that requires the annual payments of principal and interest on bonds issued by a local agency to be structured to amortize so that the maximum annual debt service payment on the bonds does not exceed the minimum annual debt service payment by more than 10%.	No	To Enrollment on 8/27/09. Last amended 6/23/09.
AB 1508 (Torrico) Income and Corporation Taxes: Credit: Lending Employees to Schools.	Allows a tax credit, for taxable years beginning on or after January 1, 2010 and before January 1, 2013, in an amount equal to 25% of the amount of qualified expenses incurred by a taxpayer in connection with lending its employee to a public school to assist in teaching of mathematics or science. Requires the Legislative Analyst to evaluate the credit and submit a report to the Legislature.	Yes	Assembly Committee on Appropriations Suspense File – 2-year bill. Last amended 5/20/09.
ACA 3 (Blakeslee) Initiatives: Bond Funding Source.	Prohibits an initiative measure from being submitted to the voters that authorizes the issuance of state general obligation bonds in an amount exceeding $1 billion, unless the measure expressly provides for either additional tax or fee revenues, the elimination of one or more existing programs, or both, as necessary to fully fund the repayment of bonds, as determined by the Legislative Analyst. Requires the revenue source or programs eliminated to pay for the implementation of the measure to be clearly identified in the title and summary prepared by the Attorney General.	Yes	Assembly Floor. Last amended 6/16/09.
ACA 4 (Bass) State Budget.	Proposes additions to the State Constitution to provide that as statutes take effect immediately and are exempt from referendum, statutes enacting the Budget Bill, statutes enacting bills identified in the Budget Bill as containing only changes in law necessary to implement the Budget Bill, and appropriations made in a Budget Bill for the ensuing fiscal year that is passed on or before June 15, shall be exempt from the 2/3 vote requirement.	No	Assembly Committee on Appropriations – 2-year bill.
ACA 5 (Calderon) Initiatives: State General Obligation Bonds.	Proposes an amendment to the State Constitution to require at least 55% of the voters to approve an initiative measure that would authorize the issuance of state general obligation bonds to either provide additional tax or fee revenues, the elimination of existing programs, or both, as necessary to fully fund the bonds, as determined by the Legislative Analyst, in order to be submitted to the voters or to have any effect and would require the Attorney General to identify the new revenue source or the eliminated programs in the initiative measure's title and summary.	Yes	Assembly Floor. Last amended 7/14/09.
ACA 9 (Huffman) Local Government Bonds: Special Taxes: Voter Approval.	Exempts from the 1% property tax rate limitation debt service incurred by cities, counties, and special districts to fund public improvements related to transportation, public safety, and low and moderate income housing. Lowers the vote requirement for a city, county, or special district to impose a special tax from a two-thirds to 55%. Lowers the vote requirement for a city and county to incur bonded indebtedness from two-thirds to 55%.	No	Assembly Floor. Last amended 6/26/09.
ACA 10 (Torlakson) Taxation: Education Finance District: Special Tax.	Proposes an amendment to the State Constitution regarding the condition of imposition, extension or increase of a special tax by an education finance district upon the approval by a majority of voters of the district voting on that tax.	No	Assembly Floor.
ACA 15 (Arambula) Local Government Transportation Projects: Special Taxes: Voter Approval.	Proposes an amendment to the Constitution to alternatively condition the imposition, extension or increase of a special tax by a local government for the purpose of providing funding for local transportation projects upon the approval of 55% of voters.	No	Assembly Floor Inactive File.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
ACA 18 (Evans) State Budget.	Proposes an amendment to the State Constitution to exempt General Fund appropriations in the Budget Bill from the 2/3 vote requirement. Permits the Legislature, by a majority vote in each house, to propose to the voters a change in a state tax for purposes of increasing revenue through a budget trailer bill.	Yes	Assembly Committee on Revenue and Taxation – 2-year bill.
AB 3xxx (Evans) Income Taxes: Sales and Use Taxes: Vehicle License Fees.	Increases the rate of the General Fund portion of the state sales and use tax by 1% – from the current rate of 5% to a rate of 6% – effective April 1, 2009, and ending on June 30, 2011 or 2012, the latter if the voters approve the proposed Budget Stabilization constitutional amendment. Increases, temporarily, the vehicle license fee from the current rate of 0.65% to a rate of 1.15%, except for commercial vehicles. Reduces the dependent credit (currently $309) to the size of the personal credit (currently $99) for tax years 2009 through 2012. Imposes a personal income tax surcharge of $0.25 on taxable income.	No	Chapter 18, Statutes of 2009-10 Third Extraordinary Session. (Signed by Governor on 2/20/09.) Last amended 2/19/09.
AB 27xxx (Calderon) Sales and Use Taxes.	For sales and use tax purposes, expands the definition of a "retailer engaging in business in this state" to include a retailer having a representative, agent, salesperson, canvasser, independent contractor, or solicitor operating in this state under the authority of the retailer or its subsidiary for the purpose of servicing or repairing any tangible personal property; and a retailer entering into an agreement with a resident of this state under which the resident, for a commission or other consideration, directly or indirectly refers potential customers, whether by a link or an Internet Web site or otherwise, to the retailer, if the cumulative gross receipts or sales price from sales by the retailer to customers in this state who are referred pursuant to these agreements is in excess of $10,000 during the preceding 4 calendar quarterly periods, except as specified.	Yes	Pending referral to Assembly committee – 2-year bill.
AB 14xxxx (Assembly Committee on Budget) AB 15xxxx (Gaines) Property Tax Revenue Allocations.	Suspends Proposition 1A for the 2009-10 fiscal year, as provided in the 2009-10 Budget Agreement. Redirects $1.935 billion of local property tax revenue to achieve an equivalent General Fund savings in 2009-10, which is 8% of the share of property tax revenue that goes to cities, counties and special districts. The state will be paid in two installments – January 15, 2010, and May 1, 2010 – and the repayment date is June 30, 2013. San José's share is estimated to be $19,571,597.	Yes	Chapter 13, Statutes of 2009-10 Fourth Extraordinary Session (signed by Governor on 7/28/09), last amended 7/23/09 (AB 14xxxx). Chapter 14, Statutes of 2009-10 Fourth Extraordinary Session (signed by Governor on 7/28/09), last amended 7/23/09 (AB 15xxxx).
AB 16xxxx (Evans) State Finances.	Would have delayed distribution of the local Highway Users Tax Account (HUTA) funds for six months, from July through December 2009, as a cash deferral, with repayment to cities and counties after January 1, 2010. Proposition 42 payments would have also been deferred, with the October 2009 and January 2010 payments delayed until May 21, 2010. Would have allowed cities to use any cash balance in its Streets and Roads fund, including Proposition 1B funds, to meet cash obligations during the Proposition 42 deferral period, provided it be repaid when the May 21, 2010, state repayment was received.	Yes	Held pending concurrence in Senate amendments. Last amended 7/23/09.
AB 24xxxx (Bass) Transportation Finance. AB 30xxxx (Evans) Transportation Finance: Highway Users Tax Account.	Would have shifted approximately $971 million in HUTA gasoline excise tax revenue from cities and counties to the General Fund for reimbursement of transportation-related general obligation bond payments. Would have shifted another $750 million in 2010-11 for the same purpose. Would have required repayment to cities and counties over a 10-year period beginning in 2011-12, about $172 million annually statewide. The impact to San José would have been $16 million in 2009-10, and $11.6 million in 2010-11.	Yes	AB 24xxxx was held pending concurrence in Senate amendments, and was last amended 7/24/09. AB 30xxxx was held pending concurrence in Senate amendments, and was last amended 7/23/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 26xxxx (Evans) Community Redevelopment: Supplemental Educational Revenue Augmentation Fund.	Redirects $1.7 billion of redevelopment property tax increment revenues to K-12 school districts serving redevelopment areas in 2009-10, and an addition $350 million in 2010-11. Shifts an equivalent amount of existing property tax revenue from those school districts to the Supplemental Revenue Augmentation Fund (SERAF), to be established in each county to reimburse state costs by the Proposition 1A suspension. The SERAF reduction for the San José Redevelopment Agency is $75 million, with a shift of $62 million in 2009-10, and $13 million in 2010-11.	Yes	Chapter 21, Statutes of 2009-10 Fourth Extraordinary Session. (Signed by Governor on 7/28/09.) Last amended 7/24/09.
AB 27xxxx (Evans) Redevelopment: Educational Revenue Augmentation Fund: Transfer Payments.	Would have authorized long-term extensions of redevelopment projects in exchange for ongoing payments of 10% of tax increment revenues (net of the housing set aside) by participating redevelopment agencies that would have been securitized by the state to generate proceeds of at least $7.4 billion that would have been used, in part, to replace budget solutions provided by the Proposition 1A suspension and by the diversion of HUTA funds.	Yes	Held pending concurrence in Senate amendments. Last amended 7/23/09.
SB 27 (Hancock) Local Agencies: Sales and Use Tax: Reallocation.	Prohibits a local agency from entering into any agreement with a retailer, or any other person that would involve the payment, transfer, diversion, or rebate of any amount of local tax proceeds, if the agreement results in a reduction in the amount of revenue received by another agency from a retailer located within the agency's jurisdiction, and the retailer continues to maintain a physical presence within the territorial jurisdiction of the other local agency.	No	Chapter 4, Statutes of 2009. (Signed by Governor 6/5/09.) Last amended 2/23/09.
SB 30 (Denham) State Property.	Requires the Department of General Services to identify not less than $1 billion worth of state property that can be sold immediately to pay off outstanding general obligation bonds and help close the budget deficit. Requires state agencies affected by the sales to determine the costs and benefits of leasing back their existing space or finding new, more cost-effective space.	Yes	Senate Committee on Governmental Organization – 2-year bill.
SB 31 (Pavley) CA Global Warming Solutions Act of 2006: Revenue Allocations.	Specifies that funds in the Air Pollution Control Fund, including revenues generated from a cap and trade program, may be spent for renewable energy and energy efficiency programs, investments in technologies to reduce greenhouse gas emissions, and green job development and training.	Yes	Senate Floor Inactive File – 2-year bill. Last amended 5/5/09.
SB 49 (Dutton) Income Tax Credit: Qualified Principal Residence.	Revises the current personal income tax credit for purchases of a qualified principal residence between March 1, 2009, and March 1, 2010, equal to 5% of the purchase price or $10,000 – whichever is less – and allocated by the Franchise Tax Board on a first-come-first-served basis, until the $100 million cap is expended. Extends the credit to purchases of a qualified principal residence made before December 1, 2010, and removes the $100 million cap on the credit.	Yes	Senate Committee on Revenue and Taxation – 2-year bill. Last amended 6/9/09.
SB 53 (DeSaulnier) Tobacco Settlement Moneys: Master Settlement Agreement.	Authorizes the Attorney General to negotiate amendments to the Master Settlement Agreement to ensure that it will not materially adversely alter, limit, or impair the rights to receive tobacco assets or in any way materially impair the rights and remedies of bondholders or the security for their bonds.	No	Chapter 28, Statutes of 2009. (Signed by Governor 8/5/09.)
SB 88 (DeSaulnier) Local Government Bankruptcy	Requires that a local public entity may only file under federal bankruptcy law with the approval of the California Debt and Investment Advisory Commission, or if the local public entity has adopted a resolution to override the findings of the commission, as specified.	No	Amended on Assembly Floor Amended: 7/4/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 97 (Calderon)Taxation: Cancellation of Indebtedness: Mortgage Debt Forgiveness.	Extends California's conformity to the federal cancellation of debt income exclusion at current limits for indebtedness discharged by January 1, 2013. Provides that penalties and interest do not apply to discharges of qualified personal residence indebtedness in 2009, regardless of whether the taxpayer included the income on his/her tax return.	Yes	Senate Committee on Revenue and Taxation – 2-year bill.
SB 99 (Senate Committee on Local Government) Joint Exercise of Powers: Reporting and Disclosures.	Imposes additional transparency and accountability requirements on conduit financing providers to ensure compliance with audit, annual financial reporting, and other public accountability requirements.	Yes	Assembly Floor. Last amended 8/31/09.
SB 113 (Senate Committee on Local Government) Local Government Omnibus Act of 2009.	Enacts the Local Government Omnibus Act of 2009, and makes 39 changes to the state laws affecting local agencies' powers and duties.	Yes	Assembly Floor (withdrawn from Governor's Desk on 9/1/09). Last amended 6/25/09.
SB 138 (Liu) Local Taxes: Graffiti.	Would have increased the tax levied by cities, counties, and cities and counties to $0.25 on the retail sale of aerosol paint containers and certain felt tip markers; revised the definition of aerosol paint container; and deleted the authorization for a tax levy on containers of other marking materials and substances. Would have required any jurisdiction implementing the tax to provide retailers of products subject to the tax the option to store or display the products in an area continuously observable by employees or in an area not accessible to the public without employee assistance.	Yes	Held in Assembly Appropriations Committee Suspense File on 8/27/09. Last amended 7/15/09.
SB 152 (Cox) Medi-Cal Funding: Mental Health Services.	Effective March 1, 2010, requires the Department of Mental Health to submit reimbursement claims to the State Controller within 90 days of receipt of mental health services claims from counties, and requires interest to accrue starting on the 91st day of an unpaid claim.	Yes	Assembly Committee on Health – 2-year bill. Last amended 4/14/09.
SB 205 (Hancock) Traffic Congestion: Motor Vehicle Registration Fees.	Would have authorized a countywide transportation planning agency to place a local measure on the ballot that would impose a fee of up to $10 on each registered vehicle in that county.	Yes	Held in Assembly Appropriations Committee Suspense File on 8/27/09. Last amended 7/13/09.
SB 274 (Dutton) Property Tax: Base Year Value Transfers.	Allows disabled persons and those over the age of 55 to transfer their base year value to a home of greater or equal value in the same county within three years of the sale of the original property. In the case of a transfer to a property of greater value, the taxpayer must add to the original base year value the difference in price between the full cash value of the original property and the full cash value of the replacement dwelling. Expands the definition of "equal or lesser value" to include homes of 115% of the full cash value of the original property purchased or newly constructed within three years of the sale of the original property.	Yes	Senate Committee on Revenue and Taxation – 2-year bill. Last amended 4/30/09.
SB 279 (Hancock) Local Government: Community Facilities Districts.	Provides that community facilities districts may also finance or refinance the acquisition, installation, and improvement of energy efficiency, water conservation and renewable energy improvements that are affixed to currently eligible facilities, regardless of whether the buildings or property are privately or publicly owned.	No	Pending concurrence in Assembly amendments. Last amended 7/6/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 425 (Simitian) Personal and Corporate Income Taxes: Deductions: Parking: Credits: Ridesharing Expenses.	Would have authorized a new tax credit of up to 80% of costs incurred by small businesses for qualified commute reduction expenditures. Would have prohibited taxpayers from claiming a business expense deduction for parking subsidies unless employees provided with a parking subsidy were offered a cash allowance in lieu of a parking space (parking cash-out program).	Yes	Held in Senate Appropriations Committee Suspense File on 8/27/09. Last amended 7/23/09.
SB 483 (Corbett) Enterprise Zones: City of Fremont.	Requires, notwithstanding any other provision of law, that the Department of Housing and Community Development designate an enterprise zone within the City of Fremont, upon receiving an application from the City. Provides that the designation of this enterprise zone does not count toward the statutory limit on the overall number of enterprise zones authorized to be active at any one time in the state.	Yes	Assembly Committee on Rules (rereferred from Assembly Floor on 8/20/09). Last amended 8/20/09.
SB 508 (Dutton) Taxes: Credits: Qualified Employees.	Enacts a new tax credit for taxpayers inside or outside a geographically targeted economic development area who hire a qualified employee beginning in the 2009 tax year. A qualified employee is a CalWORKs recipient, parolee, probationer, veteran, or a person who previously received unemployment benefits. The taxpayer may claim a credit equal to 25% of wages paid during the taxable year for each qualified employee who worked between 125 and 400 hours, or 40% of wages paid during the taxable year for each qualified employee who worked at least 400 hours.	Yes	Senate Committee on Revenue and Taxation – 2-year bill. Last amended 5/5/09.
SB 530 (Dutton) Redevelopment: Payments to Taxing Entities.	Applies the redevelopment pass-through reporting and repayment requirements enacted by last year's State Budget to redevelopment project areas that were formed before January 1, 1994, and amended after January 1, 1994, to increase the limitation on the number of dollars to be allocated to the agency; or increase or eliminate the time limit on the establishment of loans, advances, and indebtedness, pursuant to specified statutes; or lengthen the period during which the redevelopment plan is effective if the redevelopment plan being amended contains specified provisions.	No	Assembly Committee on Local Government – 2-year bill. Last amended 4/28/09.
SB 534 (Strickland) Property Tax: New Construction Exclusion: Small Wind Turbines and Geothermal Heat Pump Systems.	Would have exempted small wind turbines or geothermal heat pump systems that would be constructed on or after January 1, 2010 from assessment as new construction. Would have specified that the new construction exclusion would apply to construction of these systems in homes or buildings that the owner-builder did not intend to occupy or use, in which case the exclusion would have applied to the initial purchaser if the owner-builder did not receive the exclusion. Would have provided that any rebates received by either the homeowner or initial purchaser would have been reduced from the value of the wind or geothermal facilities that would be excluded.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 5/19/09.
SB 553 (Wiggins) Payment of State Claims: Grants: Nonprofit Public Benefit Corporations.	Would have extended provisions of the CA Prompt Payment Act regarding late payment penalties to contracts with, or grants to, a nonprofit public benefit corporation. Would have provided that nonprofit organizations would not be eligible to receive a penalty payment if the contract or grant was more than $500,000. Would have prohibited nonprofit public benefit corporations from receiving a late payment penalty when a state agency fails to make a timely payment due to the Budget Act not being enacted.	Yes	Held in Senate Appropriations Committee Suspense File on 5/28/09. Last amended 4/22/09.
SB 559 (Walters) Sales and Use Tax: Services: Exemption.	Declares the intent of the Legislature, upon imposition of a tax under the Sales and Use Tax Law upon certain services, to enact legislation that would exempt from that tax any services purchased by a nonprofit organization.	No	Pending referral to Senate Committee – 2-year bill.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 594 (Ashburn) Taxation: Cafeteria Plans: Credits.	Establishes, until December 1, 2014, an income or franchise tax credit in the amount of 15% of administrative costs incurred by a qualified taxpayer in connection with establishing or administering a cafeteria plan that provides for the payment of health insurance premiums of the taxpayer's employees.	Yes	Senate Committee on Revenue and Taxation – 2-year bill. Last amended 4/16/09.
SB 600 (Padilla) Cigarette and Tobacco Products Taxes: Tobacco Tax and Health Protection Fund.	Imposes a $1.50 tax on cigarettes and, indirectly, an equivalent tax on tobacco products. Provides that 85% of the funds resulting from the tax will be deposited into the General Fund and 15% into the Tobacco Tax and Health Protection Fund, created by this bill, to finance tobacco control, tobacco disease research and lung cancer research.	Yes	Senate Floor. Last amended 6/9/09.
SB 699 (Alquist) Sales and Use Taxes: Exemption: Sustainable Development: Manufacturing.	Effective January 1, 2011, provides a sales and use tax exemption for the gross receipts from the sale, storage, use, or other consumption of sustainable development equipment investments of tangible personal property purchased and primarily used during the research and development process on qualified research. Effective January 1, 2013, provides a sales and use tax exemption for the gross receipts from the sale, storage, use, or other consumption of tangible personal property purchased and primarily used in any stage of the manufacturing, processing, refining, fabricating, or recycling of property, and tangible personal property purchased for use by a contractor purchasing that property for use in the performance of a construction contract for the qualified person who will use the property as an integral part of the manufacturing, processing, refining, fabricating, or recycling process, or as a storage facility for use in connection with the manufacturing process. Specifies that this exemption does not apply to local sales and use taxes or transactions and use taxes.	Yes	Senate Committee on Revenue and Taxation – 2-year bill. Last amended 5/28/09.
SB 714 (Dutton) Sales and Use Taxes: Exclusions: Trade-In Vehicle.	Provides an exclusion from the tax on the gross receipts from the sale of tangible personal property for the value of a vehicle traded in for a new vehicle.	Yes	Senate Committee on Revenue and Taxation – 2-year bill.
SB 799 (Wiggins) Local Agencies: Bonds.	Prohibits a local agency from entering into a financial advisory, legal advisory, underwriting, or similar relationship with an individual or firm, with respect to a bond issue under specified circumstances.	No	Senate Committee on Local Government – 2-year bill.
SB 816 (Ducheny) Property Taxation.	Requires the county assessor to disclose information, furnish abstracts, or permit access to all records in his/her office to the county recorder when conducting an investigation to determine whether a documentary transfer tax is imposed. Modifies the trigger for imposing an existing penalty for failure to file a change in ownership statement. Deletes statutory language providing that the penalty shall be automatically extinguished if the relevant party files a complete statement no later than 60 days after the party is notified of the penalty. Provides that any ordinance adopted pursuant to the Documentary Transfer Tax Act may include an administrative appeal process for resolution of disputes related to the documentary transfer tax. Specifies that, whether the amount of documentary transfer tax is determined by an administrative appeal process or established by a court, the value of the property established for purposes of determining the amount of documentary transfer tax due shall not be binding on the determination of the value of that property for property tax purposes.	Yes	Assembly Floor. Last amended 8/31/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 822 (Senate Committee on Revenue and Taxation) Property Taxation: Local Administration.	Allows a property owner, at the time he/she files an approved building plan with the city or county, to submit a scale copy of floor plans and exterior dimensions of the building to the local assessor in either a paper or an electronic format. Increases from $5,000 to $10,000 the maximum amount of the "low-value ordinance" exemption that may be granted by each county board of supervisors to real or personal property qualified for that exemption. Requires county assessors to supply information from disabled veterans' property tax exemption claims and county records to the State Board of Equalization, upon the board's written request, in order to prevent approvals of multiple disabled veterans' exemption claims for the same homeowner. Authorizes a property owner to complete a property statement that is substantially similar to the property statement printed by the assessor. Allows a county assessor to make a separate valuation of a parcel covered by a subdivision map filed for record after the lien date immediately preceding the current fiscal year, but only if the board of supervisors of that county enacts an ordinance, by majority vote, providing for a separate valuation of parcels.	Yes	Pending concurrence in Assembly amendments. Last amended 8/31/09.
SB 824 (Senate Committee on Revenue and Taxation) Taxation.	Requires the State Board of Equalization to hold at least one regular meeting each quarter in Sacramento, and gives the board the flexibility to schedule all other meetings at times and places of its choice throughout the state. Clarifies existing property tax law regarding property that is substantially damaged or destroyed during or following a disaster. Makes clarifying changes to property tax law as it relates to welfare exemption eligibility.	Yes	Chapter 67, Statutes of 2009. (Signed by Governor 8/5/09.)
SB 830 (Wright and Corbett) Automobile Manufacturing Enterprise Zone: State Agency Acquisition of Automobiles: Public Goods Charge: Workforce Development: Sales and Use Taxes: Exemption (NUMMI).	Authorizes the Governor, by executive order, to designate a facility that manufactures automobiles in Fremont, California, to be an enterprise zone and to waive any requirements for that facility under the Enterprise Zone Act. Requires state agencies, when procuring automobiles or trucks, to give preference to automobiles or trucks manufactured in a specified enterprise zone. Also requires state agencies, when preparing a solicitation for a contract for the procurement of automobiles or trucks, to award a 20% preference to automobile manufacturers operating in a specified enterprise zone. Requires the Public Utilities Commission to direct the Pacific Gas and Electric Company to reduce, by 70% for a period of two years, the public goods charges collected from an automobile manufacturer operating in a specified enterprise zone. Exempts from sales and use taxes the gross receipts from the sale of, and the storage, use, or other consumption of, tangible personal property purchased for use primarily in the manufacturing of automobiles or trucks in a specified enterprise zone. Provides that no appropriation is made and the state shall not reimburse local agencies for sales and use tax revenues lost by them pursuant to this bill. Gives priority for grants awarded under the federal Workforce Investment Act or any other state or federally funded workforce development program, to automobile manufacturers operating in a specified enterprise zone, to the extent permitted by federal and state law.	Yes	Assembly Committee on Rules (rereferred from Assembly Appropriations Committee). Last amended 7/23/09.
SCA 1 (Walters) State Budget.	Proposes an amendment to the State Constitution that provides an exception to the 2/3 vote requirement when the total amount of General Fund appropriations in a Budget Bill for the ensuing fiscal year combined with all other General Fund appropriations for that fiscal year on the date of passage does not exceed by 5% or more the amount of General Fund appropriations for the immediately preceding fiscal year, as determined by the Department of Finance, the Budget Bill may be passed by a majority vote.	Yes	Pending referral to Senate committee – 2-year bill.
SCA 5 (Hancock) State Budget.	Proposes an amendment to the State Constitution to exempt the General Fund appropriations in the Budget Bill from the 2/3 vote requirement.	Yes	Senate Floor.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SCA 11 (Dutton) Property Taxation: Base Year Value Transfers.	Would have proposed an amendment to the State Constitution to extend the period of time during which a severely disabled person or a person over 55 years of age may purchase or construct a replacement dwelling from 2 years to 3 years from the sale of the original property. Would have authorized the Legislature to provide for the transfer of base year value to a replacement dwelling that is of greater value.	No	Failed Senate Committee on Revenue and Taxation on 5/13/09; reconsideration granted.
SCA 12 (Kehoe) Public Safety Services: Local Government.	Proposes an amendment to the State Constitution to create an additional exception to the 1% limit on ad valorem tax on real property imposed by a city or county or special district to pay for bonded indebtedness to fund items necessary to provide emergency services, if approved by 55% of the voters.	No	Senate Floor.
SCA 13 (Strickland) Property Tax: New Construction Exclusion: Small Wind Turbines and Geothermal Heat Pump Systems.	Proposes an amendment to the State Constitution to authorize the Legislature to exclude from property tax classification as newly constructed, the addition of small wind turbines or geothermal heat pump systems.	No	Senate Committee on Elections, Reapportionment and Constitutional Amendments – 2-year bill.
SCA 15 (Calderon) State Budget.	Proposes an amendment to the State Constitution to exempt General Fund appropriations in the Budget Bill from the 2/3 vote requirement, if the total amount of General Fund revenues estimated by the Legislative Analyst, on or after May 15, for the current fiscal year is at least 5% below the estimate of General Fund revenues set forth in the Budget Bill enacted for the current fiscal year.	Yes	Senate Committee on Budget and Fiscal Review – 2-year bill. Last amended 4/13/09.
SCA 18 (Liu) Local Government: Property-Related Fees.	Proposes an amendment to the State Constitution to exclude fees and charges for stormwater and urban runoff management from voter approval requirements for the imposition or increase of a property-related fee or charge by a local government.	No	Senate Floor.
SB 7xxx (Ducheny) Transportation Finance.	Allows the Director of Finance to use funds transferred to the Transportation Debt Service Fund from the State Highway Account to reimburse the General Fund to offset the cost of debt service payments for transportation-related general obligation bonds. Transfers approximately $100 million per year for two years to the GF from a specified portion of tribal-gaming revenues. Suspends the allocation of transit revenue starting in 2009-10 and continuing through 2012-13, instead directing these funds to mass transit expenditures. Suspends the requirement of the State Controller to report to transportation planning agencies and county transportation commissions on estimated funds to be allocated during the next fiscal year if no funding is provided in that year.	Yes	Chapter 14, Statutes of 2009-10 Third Extraordinary Session. (Signed by Governor on 2/20/09.) Last amended 2/14/09.
SB 24xxx (Alquist) Medi-Cal: Continuous Eligibility: Semi-Annual Status Reports.	Temporarily reinstates 12-month continuous Medi-Cal eligibility for children in order for the state to qualify for approximately $10 billion in federal stimulus funds via a temporary increase in the Federal Medical Assistance Percentage. Makes the reinstatement effective during the time period that increased federal funding is available through the federal economic stimulus legislation.	No	Chapter 24, Statutes of 2009-10 Third Extraordinary Session. (Signed by Governor on 3/27/09.) Last amended 3/16/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
4. Public Liability and Insurance.			
AB 83 (Feuer) Torts: Personal Liability Immunity.	States the intent of the Legislature to encourage individuals to volunteer, without compensation, to assist others in need during an emergency, while ensuring that those volunteers who provide care or assistance act responsibly. Clarifies that medical, law enforcement and emergency personnel who, in good faith and not for compensation, render emergency medical care at the scene of an emergency shall continue to be immune from liability for any civil damages resulting from any act or omission. Provides the same liability immunity for any layperson, in addition to medical, law enforcement and emergency personnel, who in good faith and not for compensation, renders emergency medical or nonmedical care or assistance at the scene of an emergency, unless the act or omission is a result of gross negligence or willful or wanton misconduct.	No	Chapter 77, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 6/15/09.
AB 155 (Mendoza) Local Government: Bankruptcy Proceedings.	Authorizes a local public entity, with the approval and subject to the terms and conditions of the CA Debt and Investment Advisory Commission, to file a petition and exercise powers pursuant to applicable federal bankruptcy law.	Yes	Senate Committee on Local Government – 2-year bill. Last amended 7/1/09.
AB 634 (Harkey) Hazardous Recreational Activities.	Provides that public entities and public employees are generally not liable to any person who participates in various hazardous recreational activities, expanded by this bill to include SCUBA diving, as well as existing activities such as, certain water contact and diving activities, kayaking, surfing, waterskiing, white water rafting, and windsurfing. Specifies that current law allowing liability where a specific fee is charged does not apply to a fee or surcharge levied, charged, or collected for SCUBA diving access to an artificial reef created or placed in cooperation with the state or any political subdivision thereof, and operated by a nonprofit public benefit corporation. Provides that any person participating in those SCUBA diving activities does so at their own risk.	No	Assembly Committee on Judiciary – 2-year bill.
AB 874 (Saldana) Recreational Activities: Skateboarding.	Repeals current provisions of law that require skateboarders using city and county owned or operated skateboard parks to wear elbow and knee pads and safety helmets.	No	Senate Committee on Judiciary – 2-year bill. Last amended 4/21/09.
SB 39 (Benoit) Personal Liability Immunity: Disaster Service Workers.	Revises existing immunity protections for disaster service workers who perform disaster services during a state of emergency to clarify that these workers are not liable for civil damages resulting from an act or omission while performing disaster services anywhere within the jurisdiction covered by the emergency other than a willful act or omission.	No	Chapter 27, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 6/26/09.

5. Public Works, Telecommunications and Infrastructure (includes contracts).			
AB 216 (Beall) Public Contracts: Claims.	Revises the pre-litigation dispute resolution process for local government public works contracts entered into after January 1, 2010.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 5/6/09.
AB 396 (Fuentes) Works of Improvement: Liens.	Would have reduced the allowable retention proceeds on public works contracts to 5%, and modified stop notice provisions.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 5/14/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 538 (Arambula) Emergency Telephone System: Abuse.	Would have authorized agencies that provide emergency medical services to report misuse of the 911 system to the public safety entity that originally received the call.	Yes	Vetoed by Governor 8/6/09. Last amended 6/10/09.
AB 541 (Duvall) Public Contracts: Claims: Arbitration of Contract Disputes.	Allows a public agency and a contractor to mutually agree to resolve a claim through independent arbitration.	No	Assembly Committee on Judiciary – 2-year bill. Last amended 4/13/09.
AB 610 (Caballero) Local Infrastructure.	Requires the Office of Planning and Research to advise and educate local agencies and other interested stakeholders about the role that public-private partnerships can play in planning, studying, designing, financing, constructing, operating, maintaining, or managing local infrastructure projects.	Yes	Assembly Committee on Local Government – 2-year bill.
AB 815 (Ma) Public Contracts: Bidding Procedures.	Clarifies that nothing in existing law shall be construed to prohibit a local public entity from requiring a bidder to review all relevant bid documents provided by the local public entity, including but not limited to architectural or engineering plans and specifications, prior to submission of bid, and report any errors and omissions noted by the contractor to the architect or owner.	No	Senate Committee on Local Government – 2-year bill. Last amended 6/1/09.
AB 865 (Price) Emergencies: Communication.	Requires the CA Emergency Management Agency, in cooperation with the State Chief Information Officer, to develop and operate a full-time wireless communications system providing the public with emergency information that is accessible by cellular telephone, pager or computer.	Yes	Assembly Committee on Governmental Organization – 2-year bill.
AB 878 (Caballero) Infrastructure Financing.	Authorizes a local governmental agency to enter into an agreement with a private entity for financing for specified types of revenue-generating infrastructure projects. Requires the agreement to include adequate financial resources to perform the agreement, and would permit the agreements to lease, license, or provide other permitted uses by the governmental agency to extend for a term of up to 50 years, after which time the project would revert to the governmental agency.	No	Assembly Committee on Local Government – 2-year bill. Last amended 4/20/09.
AB 910 (DeLaTorre) Emergency Telephone Users Surcharge Act: Prepaid Communications Service.	Defines, for purposes of the Warren-911-Emergency Assistance Act, "prepaid communications service" to include prepaid calling card telephone service and prepaid wireless services. Makes legislative findings and declarations regarding equitable contributions to the funding of 911 systems by consumers of prepaid communications services.	No	Assembly Committee on Utilities and Commerce – 2-year bill.
AB 912 (Torres) Telecommunications: Emergency Telephone Users Surcharge Act.	Specifies that a minimum of 0.50% of the charges for intrastate telephone communications services and Voice over Internet Protocol (VoIP) service to which an existing surcharge applies, be spent for the costs of administering, operating, and maintaining the state 911 emergency telephone number system, including, until December 31, 2011, a maximum of 0.25% of the charges for intrastate telephone communications services and VoIP service to which the surcharge applies for a one time payment to primary Public Safety Answering Points for personnel costs.	Yes	Pending concurrence in Senate amendments. Last amended 8/17/09.
AB 1012 (V. Perez) Broadband Communications.	Requires the Office of the Chief Information Officer (OCIO) to establish a strategy to maximize federal ARRA funds and from the Broadband Date Improvement Act that are directed for broadband related activities, programs, or projects. Requires the OCIO, no later than 30 days after the effective date of the bill, to include in the strategy specific information relating to broadband development and deployment and the obtaining of federal funds. Requires the OCIO to submit the strategy to the Legislature within 60 days of completion.	Yes	Senate Floor. Last amended 8/17/09.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
AB 1086 (Miller) Public Contracts: Bids.	Declares legislative intent to encourage contractors and manufacturers to develop and implement new and ingenious materials, products, and services that function as well, in all essential respects, as materials, products, and services that are required by a contract, but at a lower cost to taxpayers.	No	Chapter 132, Statutes of 2009. (Signed by Governor 8/5/09.) Last amended 5/18/09.
AB 1197 (Torrico) Public Safety: Radio Communications.	Would have amended the Public Safety Communication Act of 2002 to allow additional technology to be considered for improved public safety interoperability.	Yes	Held in Assembly Appropriations Committee Suspense File on 5/28/09. Last amended 4/14/09.
AB 1229 (Evans) Public Contracts: Local Public Agencies Prospective Bidders.	Requires the standardized questionnaire and financial statement required to be submitted by each prospective bidder for a local public contract to be in a form prepared and provided to the public entity by the Contractors State License Board. Requires the board, rather than the Department of Industrial Relations, in collaboration with affected agencies, cities and counties, the construction industry, the surety industry, and other interested parties, to develop model guidelines for qualifying bidders to be used by public entities for purposes of law regulating local public works projects. Requires the board to develop and maintain a database of contractors and subcontractors that are qualified to bid on a public works project that may be accessed by public entities.	Yes	Assembly Committee on Business and Professions – 2-year bill.
AB 1528 (Ruskin) Telecommunications: Lifeline Service Rates.	Prohibits the Public Utilities Commission from authorizing a telephone corporation to increase rates or charges for local exchange services provided to lifeline telephone service subscribers higher than those in effect on January 1, 2009, except when those rates and charges are increased in an amount no greater than the maximum annual cost-of-living percentage increase established for the CalWORKs program. Prohibits the commission from authorizing telecommunications carriers using alternative technologies to traditional landline service, including mobile telephony service providers and carriers offering telecommunication using Voice over Internet Protocol to provide lifeline service, only if the commission finds that there will be no reduction in service quality or service capabilities for lifeline service subscribers than those in effect on January 1, 2009, resulting from use of the alternative technologies.	No	Assembly Committee on Utilities and Commerce – 2-year bill. Last amended 4/20/09.
AB 1555 (V. Perez) Telecommunications: CA Advanced Services Fund.	For the sole purpose of receiving matching funds necessary to receive federal ARRA funds to finance broadband projects, provides that any entity meeting the eligibility standards of ARRA shall also be eligible to apply for funding from the CA Advanced Services Fund,	No	Chapter 24, Statutes of 2009. (Signed by Governor 7/29/09.) Last amended 7/16/09.
AB 4xx (Niello) Public Contracts: Design-Build: Public-Private Partnerships.	Provides limited expansion of design-build contracting authority to additional state facilities and redevelopment agencies. Authorizes up to 15 design-build transportation projects, and authorizes Caltrans and local and regional transportation agencies to enter into an unlimited number of public-private partnership agreements until January 1, 2017.	Yes	Pending concurrence in Senate amendments. Last amended 2/14/09.
SB 45 (Padilla) Public Works: Payment of Prevailing Wage: Violations.	Establishes a permanent debarment for contractors in repeated violation of specified public works laws. Provides that whenever a contractor or subcontractor is found by the Labor Commissioner to be in violation of public works laws with intent to defraud for a second violation, the entity is disqualified from bidding on or being awarded a public works contract, or performing work as a subcontractor on a public works contract.	Yes	Pending concurrence in Assembly amendments. Last amended 8/27/09.
SB 304 (Huff) Cable and Video Service.	Makes technical, nonsubstantive changes to the Digital Infrastructure and Video Competition Act that requires a person or corporation that seeks to provide video service in California to file an application for a state franchise.	No	Pending referral to Senate committee – 2-year bill.

Bill # (Author) Subject	Description	Fiscal	Status/ City Position
SB 495 (Benoit) Mobile Telephony Service Providers: Release of Call Location Information to Law Enforcement Agencies.	Requires cell phone companies to provide call location information to a law enforcement agency in order for the agency to respond to a call for emergency services or in an emergency situation that involves the risk of death or serious physical harm. Nothing prohibits a cell phone company from establishing a protocol by which the provider may voluntarily disclose call location information. A cell phone company shall not be subject to liability when it acts in good faith in complying with this provision.	No	Senate Committee on Energy, Utilities and Communications – 2-year bill. Last amended 4/22/09.
SB 563 (Hollingsworth) Emergency Services: Public Safety Communication.	Makes technical, nonsubstantive changes to existing law that gives primary responsibility in state government to the Public Safety Radio Strategic Planning Committee for developing and implementing a statewide integrated public safety communication system.	No	Pending referral to Senate committee – 2-year bill.
SB 694 (Correa) Public Contracts: Public Works: Competitive Bidding: Legislative Intent.	Declare legislative intent to enact legislation that would address issues relating to the competitive bidding process for public contracts.	No	Senate Committee on Governmental Organization – 2-year bill. Last amended 5/4/09.
SB 712 (Padilla) 211 Telephone Number System.	Requires information and referral service providers to operate a "211" system in a manner that is consistent with the applicable orders of the Federal Communications Commission and the Public Utilities Commission. Designates the CA Health and Human Services Agency as the state's lead entity. Provides that an information and referral services provider and its employees, directors, officers, and agents are not liable to any person in a civil action for injuries or losses to persons or property, as a result of an act or omission, unless the act or omission constitutes willful or wanton misconduct.	Yes	Senate Committee on Appropriations – 2-year bill. Last amended 6/1/09.
SB 770 (Walters) Contracts: Mistake of Law.	Makes technical, nonsubstantive changes to existing law that provides that the consent of the parties to a contract must be free, and that an apparent consent is not free when obtained through a mistake.	No	Pending referral to Senate committee – 2-year bill.
SB 802 (Leno) Public Contracts: Retention Proceeds.	Prohibits the percentage of retention proceeds withheld in a contract between a public entity and original contractor, between an original contractor and subcontractor, and between all subcontractors, from exceeding 5% of the payment, for all contracts entered into on or after January 1, 2010. Prohibits the Department of General Services from withholding more than 5% of the contract price until final completion and acceptance of the project	Yes	Assembly Floor.
SB 828 (Senate Committee on Governmental Organization) Public Safety Communication.	Changes the name of the Public Safety Radio Strategic Planning Committee to the Public Safety Emergency Communications Strategic Planning Committee.	Yes	Assembly Floor.