



CARPD Legislative Status Report Report Date: 1/13/2012

AB 13 (Knight) Public school volunteers. (A-05/11/2011 [html pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was ED. on 6/29/2011)

Current Location:07/08/2011-S 2 YEAR

Calendar Events:

Summary: Existing law authorizes any person, except a person required to register as a sex offender pursuant to a designated provision, to be permitted by the governing board of a school district to serve as a nonteaching volunteer aide under the immediate supervision and direction of certificated personnel of the district to perform noninstructional work that serves to assist the certificated personnel of the district in their teaching and administrative responsibilities. Existing law authorizes a school district or county office of education to request that a local law enforcement agency conduct an automated records check of a prospective nonteaching volunteer aide in order to ascertain whether the prospective nonteaching volunteer aide has been convicted of a designated sex offense. This bill would specify that each of these provisions applies to charter schools. The bill would also authorize a school district, county office of education, or charter school to request a local law enforcement agency to conduct an automated records check of a prospective nonteaching volunteer aide in order to ascertain whether that person has been convicted of a felony controlled substance offense that involves a minor or a violent or serious felony, as specified. The bill would additionally prohibit persons who have been convicted of violent or serious felonies, specified sex offenses, or felony controlled substance offenses, as specified, from serving as nonteaching volunteer aides , but would provide that a person would not be prohibited from serving as a nonteaching volunteer aide solely because of a conviction of a controlled substance offense that involves a minor or a violent or serious felony 5 years after the date of that conviction . This bill contains other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 22 (Mendoza) Employment: credit reports. (C-10/09/2011 [html pdf](#))

Status:10/09/2011-Chaptered by the Secretary of State, Chapter Number 724, Statutes of 2011

Current Location:10/09/2011-A CHAPTERED

Calendar Events:

Summary: The federal Fair Credit Reporting Act (FCRA) and the state Consumer Credit Reporting Agencies Act define and regulate consumer credit reports and authorize the use of consumer credit reports for employment purposes, pursuant to specified requirements. The FCRA provides that it does not preempt state law, except as specifically provided or to the extent that state

laws are inconsistent with its provisions. This bill would prohibit an employer or prospective employer, with the exception of certain financial institutions, from obtaining a consumer credit report, as defined, for employment purposes unless the position of the person for whom the report is sought is (1) a position in the state Department of Justice, (2) a managerial position, as defined, (3) that of a sworn peace officer or other law enforcement position, (4) a position for which the information contained in the report is required by law to be disclosed or obtained, (5) a position that involves regular access to specified personal information for any purpose other than the routine solicitation and processing of credit card applications in a retail establishment, (6) a position in which the person is or would be a named signatory on the employer's bank or credit card account, or authorized to transfer money or enter into financial contracts on the employer's behalf, (7) a position that involves access to confidential or proprietary information, as specified, or (8) a position that involves regular access to \$10,000 or more of cash, as specified. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 23 (Smyth) Local agency meetings: simultaneous meetings: compensation disclosure. (C-07/25/2011 [html](#) [pdf](#))

Status:07/25/2011-Chaptered by the Secretary of State, Chapter Number 91, Statutes of 2011

Current Location:07/25/2011-A CHAPTERED

Calendar Events:

Summary: Existing law, the Ralph M. Brown Act, requires each legislative body of a local agency to provide the time and place for holding regular meetings and requires that all meetings of a legislative body be open and public and all persons be permitted to attend unless a closed session is authorized. This bill would authorize a convened legislative body whose membership constitutes a quorum of any other legislative body to convene a meeting of the subsequent legislative body, simultaneously or in serial order, only if a clerk or member of the convened legislative body verbally announces the amount of compensation or stipend, if any, that each member will be entitled to receive as a result of convening the simultaneous or serial meeting of the subsequent legislative body, and that the compensation or stipend shall be provided as a result of convening a meeting for which each member is entitled to collect compensation or a stipend, as specified.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 42 (Huffman) State parks. (C-10/04/2011 [html](#) [pdf](#))

Status:10/04/2011-Chaptered by the Secretary of State, Chapter Number 450, Statutes of 2011

Current Location:10/04/2011-A CHAPTERED

Calendar Events:

Summary: Existing law gives control of the state park system to the Department of Parks and Recreation. Existing law authorizes the department to enter into agreements with an agency of the United States, a city, county, district, or other public agency or any combination thereof, for the care, maintenance,

administration, and control by a party to the agreement of lands under the jurisdiction of a party to the agreement, for the purpose of the state park system. This bill would authorize the department to enter into an operating agreement for the development, improvement, restoration, care, maintenance, administration, or operation of a unit or units, or portion of a unit, of the state park system, as identified by the director, with a qualified nonprofit organization, as provided. This bill would require the operating agreement to include, among other things, a requirement that the nonprofit organization annually submit a report to the department, to be available on the Internet Web site of both the department and the nonprofit organization. The bill would require the nonprofit organization and the district superintendent for the department to hold a joint public meeting for discussion of the report. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 89 (Hill) County employees' retirement. (C-10/02/2011 [html](#) [pdf](#))

Status:10/02/2011-Chaptered by the Secretary of State, Chapter Number 390, Statutes of 2011

Current Location:10/02/2011-A CHAPTERED

Calendar Events:

Summary: The County Employees Retirement Law of 1937 authorizes counties and districts to establish retirement systems pursuant to its provisions in order to provide pension benefits to employees. The County Employees Retirement Law of 1937 authorizes the Board of Supervisors of the County of San Mateo to provide any retirement benefits for some, but not all, general members or safety members of a county. The law authorizes a resolution adopted pursuant to these provisions to require members to pay all or part of the contributions by a member or employer, or both, that would have been required if specified provisions relating to the calculation of retirement benefits, as adopted by the board or governing body, had been in effect during the period of time designated in the resolution. This bill would authorize a resolution adopted pursuant to the provisions described above to require safety members hired on and after the effective date of this measure to pay all or part of the contributions by a member or employer, or both. The bill would require in this instance that payment by a safety member would become part of the accumulated contributions of the safety member. The bill would specify, for those safety members who are represented by a bargaining unit, that the payment requirement and any changes to it would not be effective until approved in a memorandum of understanding executed by the board of supervisors and the employee representatives. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 182 (Davis) Political Reform Act of 1974: statements of economic interests. (C-07/25/2011 [html](#) [pdf](#))

Status:07/25/2011-Chaptered by the Secretary of State, Chapter Number 96, Statutes of 2011

Current Location:07/25/2011-A CHAPTERED

Calendar Events:

Summary: The Political Reform Act of 1974 regulates conflicts of interests of public officials and requires that public officials file, with specified filing officers, periodic statements of economic interests disclosing certain information regarding income, investments, and other financial data. Under the act, specified local government agencies are permitted to participate in a pilot program whereby certain officials of those agencies may file their statements of economic interests electronically. Existing law provides that the pilot program shall be completed by January 1, 2012, and the provisions of law authorizing the electronic filing of statements of economic interests will be repealed on March 1, 2012. This bill would permit the pilot program to continue until December 31, 2012, and would make technical changes to incorporate references to participation in the program by the City of Long Beach. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 187 (Lara) State Auditor: audits: high-risk local government agency audit program. (C-10/04/2011 [html](#) [pdf](#))

Status:10/04/2011-Chaptered by the Secretary of State, Chapter Number 451, Statutes of 2011

Current Location:10/04/2011-A CHAPTERED

Calendar Events:

Summary: Existing law authorizes the State Auditor to establish a high-risk government agency audit program for the purpose of identifying, auditing, and issuing reports on any agency of the state that the State Auditor identifies as being at high risk for the potential of waste, fraud, abuse, and mismanagement or that has major challenges associated with its economy, efficiency, or effectiveness. This bill would, subject to specified conditions, authorize the State Auditor to establish a high-risk local government agency audit program to identify, audit, and issue reports on any local government agency, including any city, county, or special district, or any publicly created entity that the State Auditor identifies as being at high risk for the potential of waste, fraud, abuse, or mismanagement or that has major challenges associated with its economy, efficiency, or effectiveness. The bill would also authorize the State Auditor to consult with the Controller, Attorney General, and other state agencies in identifying local government agencies that are at high risk.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 195 (Hernández, Roger) Local public employee organizations. (C-09/07/2011 [html](#) [pdf](#))

Status:09/07/2011-Chaptered by the Secretary of State, Chapter Number 271, Statutes of 2011

Current Location:09/07/2011-A CHAPTERED

Calendar Events:

Summary: The Meyers-Milias-Brown Act provides for the representation of local public employees by employee organizations and for the execution of memoranda of understanding between those organizations and local public agencies. The act prohibits a public agency or an employee organization from, among other things, intimidating, coercing, or discriminating against employees because

they have chosen to join, or not join, an employee organization. Existing law requires a public agency to meet and confer in good faith, as defined. This bill would specify that a public agency is prohibited from, among other things, imposing reprisals on or discriminating against employees because of their exercise of rights guaranteed by the act, and would specify that knowingly providing a recognized employee organization with inaccurate information regarding the financial resources of the public employer constitutes a refusal or failure to meet and negotiate in good faith. The bill would declare that these provisions are intended to be technical and clarify existing law.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 340 (Furutani) Public employees' retirement. (A-09/07/2011 [html](#) [pdf](#))

Status:10/13/2011-Assembly Members Allen, Furutani, and Silva appointed to Conference Committee.

Current Location:10/13/2011-A CONFERENCE COMMITTEE

Calendar Events:01/13/12 86 ASM IN CONFERENCE

01/13/12 66 SEN IN CONFERENCE (ASSEMBLY BILLS)

01/25/12 1 p.m. State Capitol Room 4202 ASM PUBLIC EMPLOYMENT AND RETIREMENT

Summary: The State Teachers' Retirement System, the Public Employees' Retirement System, the Judges' Retirement System, and the Judges Retirement System II provide pension benefits based in part upon credited service. Under existing law, counties and districts, as defined, may provide retirement benefits to their employees pursuant to the County Employees Retirement Law of 1937. This bill would declare the intent of the Legislature to convene a conference committee to craft responsible, comprehensive legislation to reform state and local pension systems in a manner that reflects both the legitimate needs of public employees and the fiscal circumstances of state and local governments.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim				

AB 394 (Silva) Employment regulation: volunteers. (A-01/04/2012 [html](#) [pdf](#))

Status:01/04/2012-In committee: Set, first hearing. Hearing canceled at the request of author. From committee chair, with author's amendments: Amend, and re-refer to Com. on L. & E. Read second time and amended. Re-referred to Com. on L. & E.

Current Location:01/04/2012-A L. & E.

Calendar Events:

Summary: Existing law prescribes wages, hours, and working conditions for all employees in the state, not including any individual employed as an outside salesman or participating in a national service program, as specified. Existing law provides a system for the imposition of criminal and civil sanctions against a person violating statutes and regulations of the state relating to the employment of minors, as defined, in various activities and occupations. Existing law prescribes the maximum number of hours per day and per week that an employer may employ a minor. This bill would exempt an individual who renders services as a volunteer , as defined, from those provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Support			

AB 455 (Campos) Public employment: local public employee organizations. (V-07/25/2011 [html](#) [pdf](#))

Status:07/25/2011-Vetoed by the Governor

Current Location:07/25/2011-A VETOED

Calendar Events:

Summary: The Meyers-Milias-Brown Act contains various provisions that provide methods for local public employers and their employees to resolve disputes regarding wages, hours, and other terms and conditions of employment. This bill would additionally provide that when a local public agency has established a personnel commission or merit commission to administer personnel rules or a merit system, the governing board of the public agency would appoint 1/2 of the members of the commission, and 1/2 of the members of the commission, nominated by the recognized employee organization, would be appointed by the governing board of the public agency. Whenever multiple bargaining units are represented by different recognized employee organizations, the employee organization representing the largest number of employees would designate commission members pursuant to that provision.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 484 (Alejo) Land use: natural resources: transfer of long-term management funds. (A-05/27/2011 [html](#) [pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was N.R. & W. on 6/8/2011)

Current Location:07/08/2011-S 2 YEAR

Calendar Events:

Summary: The Planning and Zoning Law authorizes a state or local public agency to authorize a nonprofit organization to hold title to, and manage an interest in, real property that the state or local public agency requires a property owner to transfer to the agency to mitigate any adverse impact upon natural resources caused by permitting the development of a project or facility, provided the nonprofit organization meets specified conditions. That law also authorizes an agency that, in the development of its own project, is required to transfer an interest in real property to mitigate an adverse impact upon natural resources, to transfer the interest to a nonprofit organization that meets the specified conditions. This bill would authorize funds set aside for the long-term management of any lands or easements conveyed to a nonprofit organization pursuant to the above provisions to also be conveyed to the nonprofit organization as specified. The bill would also require the nonprofit organization to hold, manage, invest, and disburse the funds in furtherance of managing and stewarding the land or easement for which the funds were set aside.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 506 (Wieckowski) Local government: bankruptcy: neutral evaluation. (C-10/09/2011 [html](#) [pdf](#))

Status:10/09/2011-Chaptered by the Secretary of State, Chapter Number 675, Statutes of 2011

Current Location:10/09/2011-A CHAPTERED

Calendar Events:

Summary: Under existing law, any taxing agency or instrumentality of the state may file a petition and prosecute to completion bankruptcy proceedings permitted under the laws of the United States. This bill would prohibit a local public entity from filing under federal bankruptcy law unless the local public entity has participated in a specified neutral evaluation process with interested parties, as defined, or the local public entity has declared a fiscal emergency and has adopted a resolution by a majority vote of the governing board at a noticed public hearing that includes findings that the financial state of the local public entity jeopardizes the health, safety, or well-being of the residents of the local public entity's jurisdiction or service area absent bankruptcy protections.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 527 (Hernández, Roger) Public officials: financial interests. (A-06/22/2011 [html](#) [pdf](#))

Status:08/30/2011-From committee without further action pursuant to Joint Rule 62(a).

Current Location:07/08/2011-S 2 YEAR

Calendar Events:

Summary: Existing law prohibits Members of the Legislature, and state, county, district, judicial district, and city officers or employees from being financially interested in any contract made by them in their official capacity, or by any body or board of which they are members. Existing law defines what is a remote interest in a contract that does not present a prohibited conflict of interest under these provisions. Existing law authorizes a body or board to make a contract that involves a remote interest of a member of the body if, among other things, the remote interest is disclosed to the body or board and noted in its official records, and thereafter the body or board authorizes, approves, or ratifies the contract in good faith by a vote of its membership sufficient for the purpose without counting the vote or votes of the officer or member with the remote interest. Violation of these provisions is a crime. This bill would additionally require that the remote interest be disclosed at a public meeting of that body or board and would require a statutory basis for classifying the interest as a remote interest to be identified. By increasing the scope of actions that constitute a crime, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 551 (Campos) Public contracts: prevailing wage requirements: violations. (C-10/09/2011 [html](#) [pdf](#))

Status:10/09/2011-Chaptered by the Secretary of State, Chapter Number 677, Statutes of 2011

Current Location:10/09/2011-A CHAPTERED

Calendar Events:

Summary: Existing law generally requires that not less than the general prevailing rate

of per diem wages, as specified, be paid to workers employed on a public work, as defined. Existing law requires a contractor or subcontractor to submit, to the state or political subdivision on whose behalf a public work is being performed, a penalty of not more than \$50 per calendar day, and not less than \$10 per calendar day except in certain cases of a good faith mistake, as provided and determined by the Labor Commissioner, for violations of these prevailing wage provisions. This bill would increase that maximum penalty to \$200 for each calendar day and would increase the minimum penalty except in certain cases of a good faith mistake to no less than \$40 for each calendar day. The bill would also increase the penalty assessed to contractors and subcontractors with prior violations from \$20 to \$80, and from \$30 to \$120 for willful violations. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 587 (Gordon) Public works: volunteers. (C-09/06/2011 [html](#) [pdf](#))

Status:09/06/2011-Chaptered by the Secretary of State, Chapter Number 219, Statutes of 2011

Current Location:09/06/2011-A CHAPTERED

Calendar Events:

Summary: Existing law defines "public works," for purposes of regulating public works contracts, as, among other things, construction, alteration, demolition, installation, or repair work that is performed under contract and paid for in whole or in part out of public funds. Pursuant to existing law, all workers employed on public works projects are required to be paid not less than the general prevailing rate of per diem wages for work, except as specified. This bill would extend that repeal date to January 1, 2017, and make technical, nonsubstantive changes to that provision. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Support			

AB 592 (Lara) Employment: leave: interference, restraint, and denial. (C-10/09/2011 [html](#) [pdf](#))

Status:10/09/2011-Chaptered by the Secretary of State, Chapter Number 678, Statutes of 2011

Current Location:10/09/2011-A CHAPTERED

Calendar Events:

Summary: Existing law, the Moore-Brown-Roberti Family Rights Act, makes it an unlawful employment practice for an employer, as defined, to refuse to grant a request by an eligible employee to take up to 12 workweeks of unpaid protected leave during any 12-month period (1) to bond with a child who was born to, adopted by, or placed for foster care with, the employee, (2) to care for the employee's parent, spouse, or child who has a serious health condition, as defined, or (3) because the employee is suffering from a serious health condition rendering him or her unable to perform the functions of the job. This bill would also make it an unlawful employment practice for an employer to interfere with, restrain, or deny the exercise of, or the attempt to exercise, any right provided under the above provisions. This bill would also state that the changes made by this bill to the above provisions are

declaratory of existing law. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 646 (Atkins) Local public employee organizations: impasse procedures. (C-10/09/2011 [html](#) [pdf](#))

Status:10/09/2011-Chaptered by the Secretary of State, Chapter Number 680, Statutes of 2011

Current Location:10/09/2011-A CHAPTERED

Calendar Events:

Summary: The Meyers-Milias-Brown Act contains various provisions that govern collective bargaining of local represented employees, and delegates jurisdiction to the Public Employment Relations Board to resolve disputes and enforce the statutory duties and rights of local public agency employers and employees. The act requires the governing body of a public agency to meet and confer in good faith regarding wages, hours, and other terms and conditions of employment with representatives of recognized employee organizations. Under the act, if the representatives of the public agency and the employee organization fail to reach an agreement, they may mutually agree on the appointment of a mediator and equally share the cost. If the parties reach an impasse, the act provides that a public agency may unilaterally implement its last, best, and final offer. This bill would authorize the employee organization, if the mediator is unable to effect settlement of the controversy within 30 days of his or her appointment, to request that the matter be submitted to a factfinding panel. The bill would require that the factfinding panel consist of one member selected by each party as well as a chairperson selected by the board or by agreement of the parties. The factfinding panel would be authorized to make investigations and hold hearings, and to issue subpoenas requiring the attendance and testimony of witnesses and the production of evidence. The bill would require all political subdivisions of the state to comply with the panel's requests for information. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Oppose			

AB 666 (Jeffries) Public lands: State Public Works Board. (A-03/08/2011 [html](#) [pdf](#))

Status:06/09/2011-In committee: Set, first hearing. Hearing canceled at the request of author.

Current Location:05/26/2011-S G.O.

Calendar Events:

Summary: Existing law requires that all land and other real property to be acquired by or for a state agency, other than specifically listed agencies, be acquired by the State Public Works Board. Existing law requires that the jurisdiction over real property acquired by the board remains in the Department of General Services until the property is needed for the purpose for which it was acquired. This bill would authorize the State Public Works Board to acquire from the Jurupa Area Recreation and Park District certain land in Riverside County in the Jurupa Mountains that is adjacent to 2 state-owned parcels that are part of the Stringfellow Acid Pits Contamination Site. The bill would

require the board to transfer that land to the Department of Toxic Substances Control. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 703 (Gordon) Property taxation: welfare exemption: nature resources and open-space lands. (C-10/08/2011 [html](#) [pdf](#))

Status:10/08/2011-Chaptered by the Secretary of State, Chapter Number 575, Statutes of 2011

Current Location:10/08/2011-A CHAPTERED

Calendar Events:

Summary: Existing property tax law, in accordance with the California Constitution, provides for a welfare exemption under which property used exclusively for religious, hospital, scientific, or charitable purposes and owned and operated by funds, foundations, or corporations meeting certain statutory requirements is exempt from taxation. Existing law also provides that property used exclusively for the preservation of specified nature resources or open-space lands meeting other specified criteria shall be deemed to be included within the welfare exemption. Existing law makes the inclusion of this property within the welfare exemption inoperative on the lien date in 2012, which is January 1, 2012, and repeals this provision on January 1, 2013. This bill would extend the January 1, 2012, inoperative date until January 1, 2022, and the January 1, 2013, repeal date until January 1, 2023, of the inclusion of this property within the welfare exemption. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 737 (Huber) Model cities. (A-01/04/2012 [html](#) [pdf](#))

Status:01/12/2012-From committee: Do pass and re-refer to Com. on APPR. with recommendation: to consent calendar. (Ayes 9. Noes 0.) (January 11). Re-referred to Com. on APPR.

Current Location:01/12/2012-A APPR.

Calendar Events:

Summary: Existing law establishes a Model Cities Coordinator to, among other things, coordinate all state activities in the Model Cities program and a local Model Cities resources board to, among other things, assist Model Cities programs with the design, development, and operation of community projects, provide information to local Model Cities programs about the availability of state and federal assistance, and assist in coordinating the functions of local, state, and federal agencies in Model Cities programs to achieve locally defined objectives. This bill would repeal those provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 738 (Hagman) Public employees' retirement: elected officials. (A-01/05/2012 [html](#) [pdf](#))

Status:01/10/2012-In committee: Set, second hearing. Failed passage.

Current Location:01/10/2012-A P.E., R. & S.S.

Calendar Events:

Summary: Existing law authorizes the creation of retirement systems for public employees by counties, cities, and districts. Existing law creates the Public Employees' Retirement System and the State Teachers Retirement System, which provide a defined benefit to their members based on age at retirement, service credit, and final compensation. Existing law establishes the criteria for membership in the various public employee retirement systems and may exclude certain employment classifications from membership. Existing law prohibits Members of the Legislature elected on or after November 1, 1990, from accruing any retirement or pension benefit, provided that other elective officers provided for by the California Constitution may elect to become members of Legislators' Retirement System. The California Constitution provides for the division of the state into counties and requires that a county have an elected sheriff, elected district attorney, elected assessor, and elected governing body. Existing law provides for the incorporation of cities in various forms and requires that certain city offices be filled pursuant to elections, as prescribed. Existing law provides for the creation of districts, the governing bodies of which may be elected. This bill would prohibit a person who is publicly elected to an office of any kind that is less than full time, as defined, on and after January 1, 2013, from becoming a member of a retirement system by virtue of that service or acquiring any retirement right or benefit for serving in that elective office. The bill would also apply these prohibitions to a person who is appointed to fill the term of a person so elected. The bill would except from this prohibition a person who obtained membership by virtue of holding an elective public office prior to January 1, 2013, and remains in that office or is reelected to it.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 780 (Calderon, Charles) Public contracts: fixed price contracts: sales and use taxes rate changes: transactions and use taxes. (A-07/12/2011 [html pdf](#))

Status:08/26/2011-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/15/2011)

Current Location:08/26/2011-S 2 YEAR

Calendar Events:

Summary: Existing law imposes requirements on public entities with respect to the terms of public contracts. The Sales and Use Tax Law imposes a state sales and use tax on retailers and on the storage, use, or other consumption of tangible personal property in this state at the combined rate of 6 1/4 % of the gross receipts from the retail sale of tangible personal property in this state and of the sales price of tangible personal property purchased from any retailer for storage, use, or other consumption in this state that is stored, used, or otherwise consumed in this state. This bill would provide, for a fixed price contract, as specified, between a government entity and a contractor, that the contractor is entitled to an increase in payment for a change in the contract price that is attributable to an increase in the taxes imposed by the Sales and Use Tax Law, and the government entity is entitled to a reduction in payment for a change in the contract price that is attributable to a decrease in the taxes imposed by the Sales and Use Tax Law, with the increase or decrease paid in accordance with the contract terms or as agreed to by the parties, as prescribed. The bill would also authorize the

government entity to require the contractor to submit invoices for specified items consumed solely for use in the public work pursuant to the contract entered into by the government entity and the contractor. By placing new duties on local officials with respect to their contract practices, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Oppose_Unless_Amended			

AB 785 (Mendoza) Political Reform Act of 1974: public officers: financial interest. (A-01/04/2012 [html](#) [pdf](#))

Status:01/11/2012-In committee: Set, first hearing. Failed passage.

Current Location:01/10/2012-A L. GOV.

Calendar Events:

Summary: The Political Reform Act of 1974 prohibits a public official at any level of state or local government from making, participating in making, or in any way attempting to use his or her official position to influence a governmental decision in which he or she knows or has reason to know he or she has a financial interest. A violation of the Political Reform Act of 1974 is subject to administrative, civil, and criminal penalties. This bill would provide, for purposes of this prohibition, that a public official who is an elected or appointed member of a state or local government agency has a financial interest in a decision of that agency if the decision involves a vote by the public official relating to the approval, modification, or cancellation of a contract and if an immediate family member of the public official(a) is acting as an agent for, or otherwise representing, any other person by making a formal or informal appearance before, or by making an oral or written communication to, the state or local government agency, or an officer or employee thereof, for the purpose of influencing the contracting decision or (b) is a director, officer, or partner of a business entity on which it is reasonably foreseeable that the contracting decision will have a material financial effect. This bill would define "immediate family member" to mean a public official's spouse or domestic partner, child, parent, sibling, or the spouse or domestic partner of a child, parent, or sibling. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 873 (Furutani) Political Reform Act of 1974: postgovernment employment restrictions. (C-10/07/2011 [html](#) [pdf](#))

Status:10/07/2011-Chaptered by the Secretary of State, Chapter Number 551, Statutes of 2011

Current Location:10/07/2011-A CHAPTERED

Calendar Events:

Summary: The Public Employees' Retirement Law creates the Public Employees' Retirement Fund, which is a trust fund created and administered solely for the benefit of the members and retired members of this system and their survivors and beneficiaries. The Board of Administration of the Public Employees' Retirement System (PERS) has the exclusive control of the administration and investment of the retirement fund. This bill would prohibit

members of the Board of Administration of PERS, members of the Teachers' Retirement Board, and specified officers and employees of PERS and STRS from engaging in certain employment activities after leaving service with PERS or STRS. Specifically, the bill would prohibit those individuals from representing another person, by means of an appearance or communication, before PERS or STRS for the purpose of influencing specified actions for a period of 4 years after leaving service with PERS or STRS. The bill would also prohibit those individuals from aiding, advising, consulting with, or assisting a business entity, for a period of 2 years after leaving service with PERS or STRS, in obtaining the award of, or in negotiating, a contract or contract amendment with PERS or STRS. In addition, the bill would prohibit those individuals from accepting compensation for providing services as a placement agent, for a period of 10 years after leaving service with PERS or STRS, in connection with investments or other business of PERS or STRS. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 912 (Gordon) Local government: organization. (C-07/25/2011 [html](#) [pdf](#))

Status:07/25/2011-Chaptered by the Secretary of State, Chapter Number 109, Statutes of 2011

Current Location:07/25/2011-A CHAPTERED

Calendar Events:

Summary: The Cortese-Knox-Hertzberg Local Government Reorganization Act of 2000 requires a local agency formation commission, where the commission is considering a change of organization that consists of a dissolution, disincorporation, incorporation, establishment of a subsidiary district, consolidation, or merger, to either order a change of organization subject to confirmation of the voters, as specified, or order the change of organization without an election if the change of organization meets certain requirements. This bill would authorize the commission, where the commission is considering a change of organization that consists of the dissolution of a district that is consistent with a prior action of the commission, to immediately order the dissolution if the dissolution was initiated by the district board, or if the dissolution was initiated by an affected local agency, by the commission, or by petition, hold at least one noticed public hearing on the proposal, and order the dissolution without an election, unless a majority protest exists, as specified.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1036 (Allen) Parks: regional park, park and open-space, and open-space districts: employee relations. (C-10/08/2011 [html](#) [pdf](#))

Status:10/08/2011-Chaptered by the Secretary of State, Chapter Number 581, Statutes of 2011

Current Location:10/08/2011-A CHAPTERED

Calendar Events:

Summary: Existing law authorizes the creation of a regional park district, a regional park and open-space district, or a regional open-space district in specified ways and provides that the district may exercise any powers granted to it under law. Existing law provides that a general manager of a district has certain

administrative and executive functions, powers, and duties, including appointing subordinates, clerks, and other employees, and exercising supervision and control over all departments and offices of the district. Existing law requires that the appointees hold employment at the pleasure of the general manager. This bill would provide that the general manager has the power to appoint and remove appointees, as provided. The bill would delete the requirement that the appointees hold employment at the pleasure of the general manager. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1045 (Norby) Local government: bonds. (I-02/18/2011 [html](#) [pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was G. & F. on 6/22/2011)

Current Location:07/08/2011-S 2 YEAR

Calendar Events:

Summary: Existing law prohibits an investment firm, as defined, from having specified interests in a new issuance of bonds from a local agency. This bill would prohibit 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 that requires voter approval on or after January 1, 2012, if that individual or firm, or an employee, agent, or person related to an employee or agent of the individual or firm, provided or will provide bond campaign services, as defined, to the bond campaign.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1184 (Gatto) Public employees' retirement benefits. (A-08/22/2011 [html](#) [pdf](#))

Status:09/09/2011-Ordered to inactive file at the request of Assembly Member Ma.

Current Location:09/09/2011-A INACTIVE FILE

Calendar Events:

Summary: The Public Employees' Retirement Law (PERL) creates the Public Employees' Retirement System (PERS), which provides a defined benefit to its employees based on age at retirement, service credit, and final or highest compensation paid to the employee. Existing law authorizes any public agency to participate in, and make its employees members of, PERS by contract. In the case of an employee who has been employed by one or more contracting public agencies, retirement benefits distributed to that employee are based on the highest final compensation under any system, and each system makes a separate retirement payment to the employee based upon the number of years that the employee worked for each of those agencies. This bill would state the intent of the Legislature that a contracting agency not experience a significant increase in actuarial liability due to increased compensation paid by another contracting agency to a nonrepresented employee. The bill would require the Board of Administration of PERS to develop guidelines in this regard and to implement program changes to ensure that a contracting agency that creates a significant increase in actuarial liability due to increased compensation bears the associated liability. The bill would require the system actuary to assess an

increase in liability in this regard to the employer that created it at the time the increase is determined and to make adjustments to that employer's rates as needed. The bill would apply these requirements to any significant increase in actuarial liability due to increased compensation paid to a nonrepresented employee regardless of when the increase in compensation occurred. The bill would require the board to report to the Legislature on the implementation of these provisions. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1247 (Fletcher) Public retirement systems: reporting. (C-10/09/2011 [html](#) [pdf](#))

Status: 10/09/2011-Chaptered by the Secretary of State, Chapter Number 733, Statutes of 2011

Current Location: 10/09/2011-A CHAPTERED

Calendar Events:

Summary: The Public Employees' Retirement Law provides a defined benefit to members of the Public Employees' Retirement System (PERS) based on age at retirement, service credit, and final compensation, as those terms are defined. The management and control of PERS is vested in the Board of Administration of PERS, including the calculation of the contribution rates for specified state employees and state employers. Existing law requires the board to submit a report to the Legislature, the Governor, and the Treasurer describing the investment return assumptions, discount rates, and amortization periods utilized by the board in the calculations of the contribution rates and to include recalculations of those rates based on specified adjustments of the investment return assumptions, amortization periods, and discount rates utilized by the board any time it calculates the contribution rates. Existing law requires the Treasurer, within 30 days following receipt of the report, to provide each house of the Legislature, at a publicly noticed floor session, with an explanation of the role played by the investment return assumption and amortization period in the calculation of the contribution rates and the consequences for future state budgets if the investment return assumptions are not realized, to report whether the board's amortization period exceeds the estimated average remaining service periods of employees covered by the contributions, and to express his or her opinion of the reasonableness of the board's calculation of the contribution rates. This bill would require the Board of Administration of PERS to submit that report annually to the Legislature, the Governor, and the Chair of the California Actuarial Advisory Panel, would limit the scope of the report to state employee retirement plans, and would revise the adjustments of the investment return assumptions and discount rates utilized by the board any time it calculates the contribution rates. The bill would delete the requirement that the Treasurer express his or her opinion of the reasonableness of the board's calculation of the contribution rates. The bill would require the Chair of the California Actuarial Advisory Panel, or his or her designee, instead of the Treasurer, within 30 days following receipt of the report, to provide the Senate Committee on Public Employment and Retirement and the Assembly Committee on Public Employees, Retirement and Social Security, at a publicly noticed joint hearing, with an explanation of the role played by the investment return assumption and amortization period in the calculation of the contribution rates, a description of the consequences for future state budgets if the investment return assumptions are not realized, and a report

on whether the board's amortization period exceeds the estimated average remaining service periods of employees covered by the contributions. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1248 (Hueso) Local public employees' retirement. (A-06/30/2011 [html](#) [pdf](#))

Status:08/18/2011-Ordered to inactive file at the request of Senator Vargas.

Current Location:08/18/2011-S INACTIVE FILE

Calendar Events:

Summary: Existing law authorizes the creation of retirement systems for public employees by counties, cities, and districts. The California Constitutional authorizes charter cities to establish pension plans under their respective independent constitutional authority. This bill would require a local public employer to provide coverage under the federal social security system to all employees who are not covered under a defined benefit plan , except as specified . This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1312 (Smyth) Child care: exemption from licensure: public recreation programs. (A-01/04/2012 [html](#) [pdf](#))

Status:01/10/2012-In committee: Set, second hearing. Hearing canceled at the request of author.

Current Location:01/04/2012-A HUM. S.

Calendar Events:

Summary: Existing law, the California Child Day Care Facilities Act, prescribes licensure requirements for the operation of child day care facilities, day care centers, and family day care homes. The act exempts specified facilities and arrangements, including public recreation programs that meet specified criteria, from its provisions. This bill would authorize any exempt public recreation program operated for kindergarten and grades 1 to 12, inclusive, to operate for under 20 hours per week and for a total of 14 weeks or less during a 12-month period. This bill contains other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim				

AB 1320 (Allen) Public employees' retirement: employer contribution rates. (A-09/02/2011 [html](#) [pdf](#))

Status:09/09/2011-Ordered to inactive file at the request of Assembly Member Allen.

Current Location:09/09/2011-A INACTIVE FILE

Calendar Events:

Summary: The Public Employees' Retirement Law prescribes employer rates for contribution to the retirement fund for the Public Employees' Retirement System (PERS). Existing law requires that the state's contribution rate be adjusted in the Budget Act based on rates established by the system's actuary. Existing law provides that the employer contribution rate for an

employer other than the state shall be determined on an annual basis by the actuary, as specified. Existing law requires that the rate at which a public employer contributes to the system shall be based upon its experience, and not the experience of public agency employers generally. Existing law requires that all assets of an employer in the system be used to determine the employer's contribution rate. This bill, on and after July 1, 2013, would establish for each employer a Rate Stabilization Account in the Employer Rate Stabilization Fund, which this bill would create and which would be continuously appropriated to the Board of Administration of PERS for the purpose of stabilizing employer retirement contributions. By creating a continuously appropriated fund and authorizing the expenditure of employer payments, this bill would make an appropriation. The bill would provide that the board has sole and exclusive control over the administration of the fund and would require that the investment of fund assets be according to strategies established by the board. The bill would authorize the board, in its discretion, to establish administrative terms and conditions governing the Rate Stabilization Fund. The bill would provide that the Rate Stabilization Account is an employer asset, but it would not be counted as an asset for the purpose of determining the employer's contribution rate. The bill would require employers to make payments to the account when the actuarial value of assets exceeds the accrued liability, as specified, which would be calculated based on the employer normal cost of benefits and which would be credited to each employer's Rate Stabilization Account. Payments by the state would be made in the annual Budget Act. The bill would provide that the assets of the account be drawn upon, subject to procedures adopted by the board, to pay a portion of the employer contribution when the employer contribution rate is greater than the employer normal cost of benefits, as specified. The bill would provide that the employer is not required to make that additional contribution when the employer's Rate Stabilization Account exceeds an amount equal to 50% of the employer's assets, exclusive of the assets in the Rate Stabilization Account. The bill would provide that assets in an account would be invested according to investment strategies established by the Board of Administration of PERS. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1345 (Lara) Local government: audits. (A-01/12/2012 [html](#) [pdf](#))

Status:01/12/2012-From committee: Do pass and re-refer to Com. on APPR. (Ayes 9. Noes 0.) (January 11). Re-referred to Com. on APPR. From committee chair, with author's amendments: Amend, and re-refer to Com. on APPR. Read second time and amended.

Current Location:01/12/2012-A APPR.

Calendar Events:

Summary: The federal Single Audit Act of 1984 requires any nonfederal entity, defined as a state, local government, or nonprofit organization, that expends \$300,000 or more in federal money to prepare an annual audit that meets certain specifications and transmit that audit to specified federal agencies. Existing law requires the Controller to receive every audit report prepared by any local public agency, pursuant to the federal Single Audit Act of 1984, and review those reports for compliance with federal law before forwarding them to the designated state agency. This bill would require the annual audit reports made pursuant to the federal Single Audit Act of 1984 to be submitted to the Controller within 9 months after the end of the period

audited or pursuant to applicable federal or state law. This bill would authorize the Controller to appoint a qualified certified public accountant or public accountant to complete an audit report if a local agency, as defined, fails to submit the audit report to the Controller by the specified date. The bill would require the Controller to report certain misconduct and nondisclosures to the California Board of Accountancy. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1350 (Lara) Property taxation: override rates: validation by auditor. (C-10/02/2011 [html](#) [pdf](#))

Status:10/02/2011-Chaptered by the Secretary of State, Chapter Number 428, Statutes of 2011

Current Location:10/02/2011-A CHAPTERED

Calendar Events:

Summary: Existing property tax law generally prohibits a local jurisdiction, in the 1985-86 fiscal year and each fiscal year thereafter, from imposing a property tax rate pursuant to a specified statutory provision in excess of the rate so imposed by that jurisdiction in specified fiscal years, unless it is imposed for specified purposes, including, among others, to make payments in support of certain pension programs. This bill would, if a local jurisdiction increases or extends a property tax rate, on or after January 1, 2012, for the purpose specified above, require the county auditor to, prior to the increase or extension of the property tax rate, verify that the rate increased or extended by the jurisdiction does not exceed the maximum rate authorized by law. This bill would require the jurisdiction to provide the county auditor with any documentation that is necessary to assist the county auditor in making the verification, as provided, and to reimburse the county auditor for the actual and reasonable costs incurred by the county auditor in administering the verification. This bill would require the county auditor to reject the increase or extension of any property tax rate that exceeds the maximum rate authorized by law. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1433 (Fuentes) Public officials' pension benefits: felony conviction. (I-08/15/2011 [html](#) [pdf](#))

Status:01/04/2012-Referred to Com. on P.E., R. & S.S.

Current Location:01/04/2012-A P.E.,R. & S.S.

Calendar Events:

Summary: Existing law provides that any elected public officer who takes public office, or is reelected to public office, on or after January 1, 2006, who is convicted of any specified felony arising directly out of his or her official duties, forfeits all rights and benefits under, and membership in, any public retirement system in which he or she is a member, effective on the date of final conviction, as specified. This bill would additionally require a public officer, as defined, who is convicted of any felony involving accepting or giving, or offering to give, any bribe, the embezzlement of public money, extortion or theft of public money, perjury, tampering with a witness, money laundering,

the preparation of false documents, any felony arising directly out of his or her official duties, or conspiracy to commit any of those crimes arising directly out of his or her official duties, to forfeit all rights and benefits under any public retirement system in which he or she is a member, effective on the date of conviction. The bill would require any contributions made by that public officer to the public retirement system to be returned to the public officer without interest. The bill would prohibit these provisions from being construed to abrogate the rights of an innocent spouse or dependent who was not involved in the commission of any criminal activity to pension or other benefits.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

AB 1435 (Dickinson) Child abuse reporting: athletic personnel. (1-01/04/2012 [html pdf](#))

Status:01/05/2012-From printer. May be heard in committee February 4.

Current Location:01/04/2012-A PRINT

Calendar Events:

Summary: Existing law, the Child Abuse and Neglect Reporting Act, requires a mandated reporter, as defined, to report whenever he or she, in his or her professional capacity or within the scope of his or her employment, has knowledge of or observed a child whom the mandated reporter knows or reasonably suspects has been the victim of child abuse or neglect. Failure to report an incident is a crime punishable by imprisonment in a county jail for a period of 6 months, a fine of up to \$1,000, or by both that imprisonment and fine. This bill would add athletic coaches, administrators, and directors, as defined, employed by or volunteering with a public or private organization to the list of individuals who are mandated reporters, as specified. This bill would require an organization, as defined, to provide initial training to each athletic coach, administrator, or director on specified matters relating to child abuse and neglect, and also would require those individuals to complete continuing training every 2 years. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim				

ACA 4 (Blumenfield) Local government financing: voter approval. (1-12/06/2010 [html pdf](#))

Status:08/29/2011-Ordered to inactive file at the request of Assembly Member Blumenfield.

Current Location:08/29/2011-A INACTIVE FILE

Calendar Events:

Summary: The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit for a rate imposed by a city, county, city and county, or special district, as defined, to service bonded indebtedness incurred to fund specified public improvements and facilities, or buildings used primarily to provide sheriff, police, or fire protection services, that is approved by 55% of the voters of the city, county, city and county, or special district, as applicable. This bill

contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Support			

ACA 6 (Gatto) Initiative measures: funding source. (A-07/11/2011 [html](#) [pdf](#))

Status:07/14/2011-Read. Refused adoption. (Ayes 50. Noes 23. Page 2329.)

Current Location:07/14/2011-A THIRD READING

Calendar Events:

Summary: The California Constitution provides that the electors may propose statutes or amendments to the state constitution through the initiative process by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have been signed by a certain number of electors. This measure would require the Legislative Analyst to review an initiative measure not later than 15 days after its qualification for the ballot, and report the results of the review to the Secretary of State. This measure would prohibit an initiative measure that the Legislative Analyst determines would result in a net increase in state or local government costs exceeding \$5,000,000, other than costs attributable to the issuance, sale, or repayment of bonds, from being submitted to the electors or having any effect unless the Legislative Analyst determines that the initiative measure provides for additional revenues in an amount that meets or exceeds the net increase in costs. This requirement would provide for an annual adjustment to the amount of that cost threshold, and would not apply to , or have any effect on, an initiative measure that reduces tax revenues or fees .

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Support			

ACA 7 (Feuer) Initiative measures: funding source. (I-12/06/2010 [html](#) [pdf](#))

Status:05/17/2011-In committee: Set, first hearing. Hearing canceled at the request of author.

Current Location:04/14/2011-A E. & R.

Calendar Events:

Summary: The California Constitution provides that the electors may propose statutes or amendments to the state constitution through the initiative process by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have been signed by a certain number of electors. This measure would prohibit an initiative measure that would result in a net increase in state or local government costs other than costs attributable to the issuance, sale, or repayment of bonds, from being submitted to the electors or having any effect unless and until the Legislative Analyst and the Director of Finance jointly determine that the initiative measure provides for additional revenues in an amount that meets or exceeds the net increase in costs.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Support			

ACA 9 (Gatto) Initiative measures: supermajority requirement. (I-12/09/2010 [html](#) [pdf](#))

Status:04/14/2011-Referred to Com. on E. & R.

Current Location:04/14/2011-A E. & R.

Calendar Events:

Summary: The California Constitution provides that the electors may propose statutes or amendments to the state constitution through the initiative process by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have been signed by a certain number of electors. This measure would require that an initiative that would increase the current vote requirement for an action by either the electors or by the Legislature, or would impose an extraordinary vote requirement for the amendment of an initiative statute by the Legislature without approval by the electors, itself receive the same affirmative vote percentage in order to be approved by the electors.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

ACA 10 (Gatto) Initiatives. (I-12/09/2010 [html](#) [pdf](#))

Status:08/16/2011-In committee: Set, first hearing. Hearing canceled at the request of author.

Current Location:04/14/2011-A E. & R.

Calendar Events:

Summary: The California Constitution provides voters, through the initiative, the power to propose statutes and constitutional amendments and to adopt or reject them. The California Constitution further provides that the Legislature may amend or repeal an initiative statute only by another statute approved by the voters, unless the initiative statute permits amendment or repeal without the approval of the voters. This measure would instead authorize the Legislature to amend or repeal an initiative statute, effective 4 years or more after the date the initiative statute is approved by the voters, unless the initiative statute allows that action by the Legislature at an earlier date. The measure would require that an amendment or repeal of an initiative statute by the Legislature be passed by a percentage of the membership of each house that exceeds the percentage of voters that approved the initiative statute or, if applicable, that approved the most recent amendment of the initiative statute.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

ACA 11 (Gatto) Initiatives: constitutional amendments: voter approval. (A-05/23/2011 [html](#) [pdf](#))

Status:05/27/2011-In committee: Set, first hearing. Referred to APPR. suspense file. Held under submission.

Current Location:05/27/2011-A APPR. SUSPENSE FILE

Calendar Events:

Summary: Existing provisions of the California Constitution provide for the electors to propose amendments to the Constitution by initiative and to adopt or reject them. Any proposed initiative measure submitted to the voters becomes effective if it is approved by a majority of votes cast. This measure would increase the vote requirement from a majority to 55% of the votes cast for the

electors to amend the Constitution by an initiative measure, except that this measure would permit the electors to repeal a previously adopted initiative or legislative amendment to the Constitution, including certain subsequent amendments to that constitutional amendment, by an initiative measure passed by a majority vote.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

ACA 12 (Gatto) Statewide initiative measures: legislative amendment. (I-12/09/2010 [html](#) [pdf](#))

Status:09/07/2011-Ordered to inactive file at the request of Assembly Member Charles Calderon.

Current Location:09/07/2011-A INACTIVE FILE

Calendar Events:

Summary: Existing provisions of the California Constitution provide that the initiative is the power of the electors to propose statutes and amendments to the Constitution and to adopt or reject those proposals. Those provisions require the Secretary of State to submit the measure at the next general election held at least 131 days after it qualifies or at any special statewide election held prior to that general election. The Governor may also call a special statewide election on the measure. This measure would require the Secretary of State to transmit a copy of an initiative measure certified for the ballot to each house of the Legislature no later than 176 days prior to the election at which the measure is to be voted upon. Within 30 days, the Legislature may propose an amended form of the initiative measure by adopting a concurrent resolution. If the Legislature proposes an amended form of the initiative measure, the measure would provide that if the proponent, or a majority of the proponents if there is more than one proponent, of the initiative measure accepts the proposed amendments, the Legislature's proposal would appear on the ballot in place of the certified initiative measure. The measure would require that, if the amended form proposed by the Legislature is not accepted, information regarding the proposed amended form be included in the ballot materials relating to the initiative measure, as prescribed by statute. This bill contains other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

ACA 17 (Logue) State-mandated local programs. (I-02/15/2011 [html](#) [pdf](#))

Status:04/14/2011-Referred to Com. on L. GOV.

Current Location:04/14/2011-A L. GOV.

Calendar Events:

Summary: Under the California Constitution, whenever the Legislature or a state agency mandates a new program or higher level of service on any local government, the state is required to provide a subvention of funds to reimburse the local government. With regard to certain mandates imposed on a city, county, city and county, or special district that have been determine to be payable, the Legislature is required either to appropriate, in the annual Budget Act, the full payable amount of the mandate, determined as specified, or to suspend the operation of the mandate for the fiscal year. The California Constitution

provides that the Legislature is not required to appropriate funds for specified mandates.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Support			

SB 27 (Simitian) Public employees' retirement. (A-08/15/2011 [html](#) [pdf](#))

Status:08/26/2011-Failed Deadline pursuant to Rule 61(a)(11). (Last location was APPR. SUSPENSE FILE on 8/17/2011)

Current Location:08/26/2011-A 2 YEAR

Calendar Events:

Summary: The State Teachers' Retirement Law (STRL) establishes the Defined Benefit Program of the State Teachers' Retirement System, which provides a defined benefit to members of the system based on final compensation, credited service, and age at retirement, subject to certain variations. STRL also establishes the Defined Benefit Supplement Program, which provides supplemental retirement, disability, and other benefits, payable either in a lump-sum payment, an annuity, or both to members of the State Teachers' Retirement Plan. STRL defines creditable compensation for these purposes as remuneration that is payable in cash to all persons in the same class of employees, as specified, for performing creditable service. This bill would revise the definition of creditable compensation for these purposes and would identify certain payments, reimbursements, and compensation that are creditable compensation to be applied to the Defined Benefit Supplement Program. The bill would prohibit one employee from being considered a class. The bill would revise the definition of compensation with respect to the Defined Benefit Supplement Program to include remuneration earnable within a 5-year period, which includes the last year in which the member's final compensation is determined, when it is in excess of 125% of that member's compensation earnable in the year prior to that 5-year period, as specified. The bill would prohibit a member who retires on or after January 1, 2013, who elects to receive his or her retirement benefit under the Defined Benefit Supplement Program as a lump-sum payment from receiving that sum until 180 days have elapsed following the effective date of the member's retirement. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 31 (Correa) Postgovernment employment: restrictions. (A-01/10/2012 [html](#) [pdf](#))

Status:01/12/2012-Set for hearing January 17.

Current Location:01/10/2012-S APPR.

Calendar Events:01/17/12 SPECIAL ORDER OF BUSINESS AT 12 NOON SEN APPROPRIATIONS

Summary: The Political Reform Act of 1974 prohibits, for a period of one year after the official leaves his or her position, elected and other specified local officials who held positions with a local government agency, as defined, from acting as agents or attorneys for, or otherwise representing, for compensation, any other person, by appearing before, or communicating with, that local government agency, or any committee, subcommittee, or present member of that local government agency, or any officer or employee of the local

government agency, if the appearance or communication is made for the purpose of influencing administrative or legislative action, as specified, or influencing any action or proceeding involving the issuance, amendment, awarding, or revocation of a permit, license, grant, or contract, or the sale or purchase of goods or property. This bill, in addition, would apply this prohibition to other public officials serving as members of local governing boards or commissions with decisionmaking authority . This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Oppose			

SB 46 (Correa) Public officials: compensation disclosure. (A-06/02/2011 [html pdf](#))

Status:08/22/2011-In Assembly. Read first time. Held at Desk.

Current Location:08/22/2011-A DESK

Calendar Events:

Summary: Existing provisions of the Political Reform Act of 1974 require certain persons employed by agencies to file annually a written statement of the economic interests they possess during specified periods. The act requires that state agencies promulgate a conflict of interest code that must contain, among other topics, provisions that require designated employees to file statements disclosing reportable investments, business positions, interests in real property, and income. The act requires that every report and statement filed pursuant to the act is a public record and is open to public inspection. This bill would, commencing on January 1, 2013, and continuing until January 1, 2019, require every designated employee and other person, except a candidate for public office, who is required to file a statement of economic interests to include, as a part of that filing, a compensation disclosure form that provides compensation information for the preceding calendar year, as specified. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 112 (Liu) State mandates: claiming instructions. (C-08/01/2011 [html pdf](#))

Status:08/01/2011-Chaptered by the Secretary of State, Chapter Number 144, Statutes of 2011

Current Location:08/01/2011-S CHAPTERED

Calendar Events:

Summary: Existing law requires the Commission on State Mandates to adopt parameters and guidelines for reimbursement of claims by local agencies and school districts for state mandates pursuant to statute. Existing law authorizes a local agency, school district, or the state to file a claim asking the commission to amend, modify, or supplement the parameters or guidelines. Existing law authorizes the request to amend parameters and guidelines to be filed to make specified changes to parameters and guidelines, including amending the boilerplate language, as defined. This bill would provide that any amendment of the boilerplate language that does not increase or decrease the reimbursable costs would be restricted to limiting the eligible filing period commencing with the fiscal year in which the amended parameters and guidelines were adopted. This bill contains other

related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 115 (Strickland) Public employees: pensions: forfeiture. (A-01/04/2012 [html](#) [pdf](#))

Status:01/04/2012-From committee with author's amendments. Read second time and amended. Re-referred to Com. on P.E. & R.

Current Location:01/04/2012-S P.E. & R.

Calendar Events:

Summary: Existing law provides that any elected public officer who takes public office, or is reelected to public office, on or after January 1, 2006, who is convicted of any specified felony arising directly out of his or her official duties, forfeits all rights and benefits under, and membership in, any public retirement system in which he or she is a member, effective on the date of final conviction, as specified. This bill would additionally include tampering with a witness, money laundering, and the preparation of false documents among the specified felonies that would result in that forfeiture for any elected public officer who takes public office, or is reelected to public office, on or after January 1, 2013 . This bill would also make clarifying changes to that provision. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 186 (Kehoe) The Controller. (A-05/31/2011 [html](#) [pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was L. GOV. on 6/29/2011)

Current Location:07/08/2011-A 2 YEAR

Calendar Events:

Summary: Existing law provides that if the county, city, or district reports are not made in a specified manner, or there is reason to believe that the report is false, the Controller is required to appoint a qualified accountant to make an investigation and to obtain the information required for the annual report of financial transactions. Existing law provides that if a similar investigation is made of any county, city, or district for 2 successive years, then a copy of the results of those investigations shall be transmitted to the grand jury of the county investigated or in which the local agency investigated is situated. This bill would expand the above provisions to also include a special district, joint powers authority, or redevelopment agency. This bill would also, until January 1, 2017, authorize the Controller to exercise discretionary authority to perform an audit or investigation of any county, city, special district, joint powers authority, or redevelopment agency, if the Controller has reason to believe, supported by documentation, that the local agency is not complying with the financial requirements in state law, grant agreements, local charters, or local ordinances. This bill would require , until January 1, 2017, the Controller to prepare a report of the results of the audit or investigation and to file a copy with the local legislative body.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 264 (Correa) Recreational activities: skateboard parks. (C-09/06/2011 [html pdf](#))

Status:09/06/2011-Chaptered by the Secretary of State, Chapter Number 232, Statutes of 2011

Current Location:09/06/2011-S CHAPTERED

Calendar Events:

Summary: Existing law prohibits an operator of a skateboard park from permitting any person to ride a skateboard in the park unless that person is wearing a helmet, elbow pads, and knee pads. Existing law further describes how those requirements may be satisfied with respect to a recreational skateboard facility owned and operated by a local public agency, as specified. Existing law, until January 1, 2012, further provides that skateboarding at a public skateboard park is a hazardous recreational activity, if all of specified conditions are met, including if the person skateboarding is 12 years of age or older. This bill would continue indefinitely the latter provision deeming skateboarding at a public skateboard park a hazardous recreational activity. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Support			

SB 288 (Negrete McLeod) Local government: independent special districts. (C-07/08/2011 [html pdf](#))

Status:07/08/2011-Chaptered by Secretary of State - Chapter 66, Statutes of 2011.

Current Location:07/08/2011-S CHAPTERED

Calendar Events:

Summary: Existing law authorizes the governing board of a special district, by resolution, to provide for the establishment of a revolving fund, in an amount not to exceed \$1,000, to be used to make change and pay small bills directly, and requires the resolution establishing the fund to make specified designations relating to the purposes for which the fund may be expended, the district officer with authority and responsibility over the fund, the necessity for the fund, and the maximum amount of the fund. This bill would additionally authorize the governing board of an independent special district, as defined, to provide, by resolution, for the establishment of a revolving fund in an amount not to exceed 110% of 1/12 of the independent special district's adopted budget for that fiscal year, and would require the resolution establishing the fund to make specified designations relating to the purposes for which the fund may be expended, the district officer with authority and responsibility over the fund, the necessity for the fund, and the maximum amount of the fund. This bill contains other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 293 (Padilla) Payment bonds: laborers. (C-10/09/2011 [html pdf](#))

Status:10/09/2011-Chaptered by the Secretary of State, Chapter Number 700, Statutes of 2011

Current Location:10/09/2011-S CHAPTERED

Calendar Events:

Summary: Existing law requires that, for private and public works of improvement, and in a public works contract, a prime contractor or subcontractor pay to any subcontractor, not later than 10 days after receipt of each progress payment, unless otherwise agreed to in writing, the respective amount allowed the contractor on account of the work performed by the subcontractors, to the extent of each subcontractor's interest therein, as prescribed. This bill would, instead, require that those amounts be paid not later than 7 days after receipt of each progress payment. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Oppose			

SB 328 (Kehoe) Eminent Domain Law: conservation easement. (C-10/08/2011 [html](#) [pdf](#))

Status:10/08/2011-Chaptered by the Secretary of State, Chapter Number 589, Statutes of 2011

Current Location:10/08/2011-S CHAPTERED

Calendar Events:

Summary: Existing law authorizes various agencies to acquire land for purposes related to conservation. Existing law provides for a conservation easement to retain land predominantly in its natural, scenic, historical, agricultural, forested, or open-space condition. Existing law establishes procedures for the independent appraisal review of land to be acquired for conservation and establishes a conservation easement registry. Existing law prohibits, with a specified exception, the sale of conservation lands to another owner or the transfer of possession and control of conservation lands to another agency, unless specified actions occur. This bill would revise the Eminent Domain Law to establish requirements for acquisition of property subject to a conservation easement. The bill would require the person seeking to acquire the property to give the holder of the conservation easement a notice containing specified information and an opportunity to comment on the acquisition. The bill would require the holder of the conservation easement to provide notice, under certain circumstances and as specified, of the proposed acquisition to each public entity that helped fund the purchase of the conservation easement or that imposed conditions on approval or permitting of a project that were satisfied, in whole or in part, by the conservation easement, and other information, as specified. The bill would require a person seeking to acquire the property subject to the conservation easement to respond to any comments in writing and provide by first-class mail the response to each easement holder or public entity that filed comments. The bill would require the notice of the hearing on the resolution of necessity to be sent to any holder of the conservation easement and public entity, as specified, and to contain information regarding the effect of failing to file a written request to appear and be heard. The bill would require that a resolution of necessity to acquire property subject to the conservation easement refer to specific authority for the acquisition of the property. The bill would specify that the holder of the conservation easement is entitled to compensation under the Eminent Domain Law, as specified. The bill would make a related statement of legislative intent. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 350 (Negrete McLeod) Public Employees' Retirement System: preretirement death benefits. (V-09/07/2011 [html](#) [pdf](#))

Status:09/07/2011-Vetoed by the Governor

Current Location:09/07/2011-S VETOED

Calendar Events:01/13/12 15 SEN GOVERNOR'S VETOES

Summary: The Public Employees' Retirement Law provides preretirement death benefits for the surviving spouse or children, or both, as specified, of state members and specified school members not covered by the federal Social Security Act. That law prescribes various allowances for preretirement death benefits, as specified. That law specifies certain benefits known as the 1959 survivor allowance. This bill would require assets and liabilities of contracting agencies subject to those provisions to be pooled, as specified, after June 30, 2012. The bill would also provide that on and after July 1, 2012, certain members employed by a contracting agency entitled to receive benefits under the 1959 survivor allowance provisions instead receive increased benefits, as specified. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 356 (Blakeslee) State parks: local operating agreements. (V-10/04/2011 [html](#) [pdf](#))

Status:10/04/2011-Vetoed by the Governor

Current Location:10/04/2011-S VETOED

Calendar Events:01/13/12 27 SEN GOVERNOR'S VETOES

Summary: Existing law authorizes the Department of Parks and Recreation to enter into agreements with any agency of the United States or any city, county, district, or other public agency for the care, maintenance, administration, and control by a party to the agreement, of lands under the jurisdiction of any party to the agreement for purposes of the state park system. Existing law prohibits an operating agreement to be entered into or amended, unless, among other things, the Legislature has reviewed the lease or agreement, or amendment, as part of the annual budget process. This bill would require the department, if it proposes to fully close a unit of the state park system, with no planned public access, to notify the county or city in which the unit is located. Pursuant to procedures specified in the bill, a county or city would have the opportunity to take over operations and maintenance of the unit of the state park system. The bill would require the department to enter into negotiations with a county or city that notifies the department of its intention to take over the operation and maintenance of a unit of the state park system in response to the department's notice. The bill would require an agreement entered into to include certain provisions, including a provision that would require the length of the term of the agreement to be not less than one year and not longer than 5 years, with an option to renew upon the conclusion of the agreement. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Oppose_Unless_Amended			

SB 386 (Harman) State parks: proposed closures: public notice. (V-09/21/2011 [html](#) [pdf](#))

Status:09/21/2011-Vetoed by the Governor

Current Location:09/21/2011-S VETOED

Calendar Events:01/13/12 19 SEN GOVERNOR'S VETOES

Summary: Existing law authorizes the Department of Parks and Recreation to enter into agreements between the department and federal and local governments and other public agencies for the care, maintenance, administration, and control of lands under the jurisdiction of any party to this agreement for the purpose of the state park system, as prescribed. This bill would require the department to post on its Internet Web site, at least 30 days prior to the date the department plans to close all, or a significant portion, of a unit of the state park system to public access, specified information about the proposed park closure, as defined, including information about how to contact the department in writing if an individual or other party is interested in entering into negotiations with the department for a contract or agreement to lease, operate, maintain, or provide concessions at a unit of the state park system that is proposed to be closed. The bill would require the department to respond in writing to any inquiry received in connection with the information provided pursuant to those provisions. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 449 (Pavley) Controller: local agency financial review. (A-06/20/2011 [html](#) [pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was L. GOV. on 6/29/2011)

Current Location:07/08/2011-A 2 YEAR

Calendar Events:

Summary: Existing law requires certain local agencies to furnish reports to the Controller concerning financial transactions of the local agency, subject to uniform accounting and reporting procedures prescribed by the Controller. The Controller may provide for the investigation of certain local agency finances if a report is not made in the time, form, and manner required or there is reason to believe that a report is false, incomplete, or incorrect. This bill would additionally authorize the Controller, if the Controller determines that sufficient funds are made available, to conduct a preliminary review to determine the existence of a local agency financial problem, and perform an audit upon completion of that review, subject to specified criteria. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 475 (Wright) Infrastructure financing. (A-06/20/2011 [html](#) [pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was L. GOV. on 6/29/2011)

Current Location:07/08/2011-A 2 YEAR

Calendar Events:

Summary: Existing law authorizes a governmental agency, as defined, to solicit proposals and enter into agreements with private entities for the design, construction, or reconstruction by, and lease to, private entities, for specified types of fee-producing infrastructure projects. Existing law permits these agreements to provide for infrastructure facilities owned by a governmental entity, but constructed by a private entity, to be leased to or owned by that private entity for a period of up to 35 years, after which time the project would revert to the governmental agency. This bill would authorize a local governmental agency to enter into an agreement with a private entity for financing for specified types of revenue-generating infrastructure projects. The bill would require an agreement entered into under these provisions to include adequate financial resources to perform the agreement, and would additionally permit the agreements to lease or license to, or provide other permitted uses by, the private entity.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 499 (Huff) **Redevelopment: tax increment calculations.** (A-04/11/2011 [html](#) [pdf](#))

Status:01/11/2012-Set for hearing January 17.

Current Location:04/11/2011-S APPR.

Calendar Events:01/17/12 SPECIAL ORDER OF BUSINESS AT 12 NOON SEN APPROPRIATIONS

Summary: The Community Redevelopment Law authorizes the establishment of redevelopment agencies in communities to address the effects of blight, as defined, in blighted areas in those communities known as project areas. The California Constitution authorizes a redevelopment agency to receive funding through tax increments attributable to increases in assessed property tax valuation in a project area due to redevelopment. Existing statutory law also requires an agency to remit specified funds based on net tax increment apportioned to the agency for deposit in separate funds for various purposes. This bill would authorize a redevelopment plan to contain a provision that limits the dollar amount of property tax increment revenue that may be divided and allocated to the agency, as specified, in any single year. The bill would also require that a certain portion of taxes received by or apportioned to an agency be based on a prescribed amount in the course of making a calculation relating to a required agency payment or allocation. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 536 (DeSaulnier) **Property tax revenue allocations: public utilities: qualified property: City of Oakley.** (C-10/09/2011 [html](#) [pdf](#))

Status:10/09/2011-Chaptered by the Secretary of State, Chapter Number 710, Statutes of 2011

Current Location:10/09/2011-S CHAPTERED

Calendar Events:

Summary: The California Constitution requires the State Board of Equalization to assess the property, other than franchises, of companies transmitting or selling gas or electricity. Existing property tax law provides for the valuation, as a unit, of properties of a state assessee that are operated as a unit as a

primary function of that assessee, and for the allocation of the assessed value of the unit among various counties in which the state assessee's unitary property is located. Existing law also provides, pursuant to specified formulas, for the application in each county of specified tax rates to unitary assessed value, and for the allocation among jurisdictions in that county of the resulting revenues. This bill would, for the 2011-12 fiscal year and for each fiscal year thereafter, require that a specified amount of property tax revenues derived from applying a specified tax rate to qualified property, as defined, be allocated first to the county in which the qualified property is located and to all of the school entities located in that county, 2nd to the East Contra Costa Fire Protection District, with the balance allocated to the City of Oakley. This bill would also require that a specified amount of property tax revenues derived from applying another specified tax rate to the qualified property be first allocated to taxing jurisdictions in those tax rate areas in the county in which the qualified property is located, with the balance allocated to taxing jurisdictions pursuant to a specified formula. The bill would require the City of Oakley to reimburse the county auditor for the actual and reasonable costs incurred by the county auditor in administering these allocations. The bill would also require the City of Oakley to develop one new housing unit for each 40 jobs created on real property within a specified area, as prescribed. By establishing new duties upon local county officials with respect to the annual allocation of property tax revenues derived from state-assessed property, and by establishing new duties upon the City of Oakley with respect to the development of affordable housing, this bill would create a state-mandated local program. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim				

SB 580 (Wolk) State parks: acquired land: limits on disposition or use. (A-06/20/2011 [html](#) [pdf](#))

Status:07/08/2011-Failed Deadline pursuant to Rule 61(a)(10). (Last location was W.,P. & W. on 6/28/2011)

Current Location:07/08/2011-A 2 YEAR

Calendar Events:

Summary: (1) Existing law authorizes the Department of Parks and Recreation, with the consent of the Department of Finance, to acquire title to or any interest in real property that the department deems necessary or proper for the extension, improvement, or development of the state park system. Existing law also authorizes the department to accept monetary and real property gifts to be used in any connection with the state park system. This bill would prohibit land acquired for the state park system, through public funds or gifts, from being disposed of or used for other purposes incompatible with park purposes without the substitution of other land. This bill would require the State Park and Recreation Commission, following a duly noticed public hearing, to certify that all requests to dispose of or use the land for other purposes incompatible with park purposes provide for the substitution of other land meeting certain criteria. If lands that fully meet the substitution eligibility criteria cannot be acquired, the commission would be authorized, if certain conditions are met, to approve a combination of substitute park lands and monetary compensation to allow for the disposal or use of lands for other purposes incompatible with park purposes. The bill would require that the commission consider requests only if the commission determines that all

practical alternatives that avoid the proposed disposal or use of park lands for other purposes incompatible with park purposes have been considered. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 633 (Huff) Bonds: fine for unauthorized use. (A-01/05/2012 [html](#) [pdf](#))

Status:01/12/2012-Withdrawn from committee. Re-referred to Com. on APPR.

Current Location:01/12/2012-S APPR.

Calendar Events:

Summary: The State General Obligation Bond Law provides procedures for use in authorizing the issuance and sale and providing for the repayment of state general obligation bonds. This bill would incorporate into the State General Obligation Bond Law a requirement that if the Department of Finance determines that bond revenues from a bond act are expended for a purpose not authorized by the bond act, then the party responsible for the unauthorized use shall repay all funds expended improperly to the bond fund, and pay a fine of a specified amount to the bond fund. The bill would prohibit a fine from being paid with proceeds from the bond fund that was misappropriated.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 725 (Berryhill) Prevailing wages. (A-03/30/2011 [html](#) [pdf](#))

Status:01/11/2012-Set, second hearing. Failed passage in committee.

Current Location:12/17/2011-S L. & I.R.

Calendar Events:

Summary: Existing law defines the term "public works" for purposes of requirements regarding the payment of prevailing wages, the regulation of working hours, and the securing of workers' compensation for public works projects. Existing law further requires that, except as specified, not less than the general prevailing rate of per diem wages, determined by the Director of Industrial Relations as specified, be paid to workers employed on public works projects, and imposes misdemeanor penalties for certain violations of this requirement. This bill would revise the manner in which the director determines the rate of general prevailing wages, including deleting the requirement that he or she consider the applicable wage rates established by collective bargaining agreements and the rates that may have been predetermined for federal public works, and deleting the requirement that the director consider further data from labor organizations and employers or employer associations and concerns where the rates do not constitute the rates actually paid in the locality. The bill would also revise the methodology that the director is required to use in determining the general prevailing rate of per diem wages in the locality in which the public work is to be performed, including deleting certain requirements, and requiring the director to conduct a survey of the wages paid for work performed in each locality in which the public work is to be performed. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 737 (Walters) Organized camps. (V-10/08/2011 [html](#) [pdf](#))

Status:10/08/2011-Vetoed by the Governor

Current Location:10/08/2011-S VETOED

Calendar Events:01/13/12 41 SEN GOVERNOR'S VETOES

Summary: Existing law requires the Director of the Department of Public Health to establish rules and regulations establishing minimum standards for organized camps and regulating the operation of organized camps that the director determines are necessary to protect the health and safety of the campers. This bill would require the department, in amending the rules and regulations pertaining to organized camps, to obtain the input and advice of organizations in the field. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SB 827 (Simitian) Public employees' retirement. (A-09/07/2011 [html](#) [pdf](#))

Status:10/13/2011-Assembly Members Furutani, Allen, and Silva appointed to Conference Committee.

Current Location:10/13/2011-S CONFERENCE COMMITTEE

Calendar Events:01/13/12 87 ASM IN CONFERENCE

01/13/12 65 SEN IN CONFERENCE (SENATE BILLS)

01/25/12 1 p.m. State Capitol Room 4202 ASM PUBLIC EMPLOYMENT AND RETIREMENT

Summary: The State Teachers' Retirement System, the Public Employees' Retirement System, the Judges' Retirement System, and the Judges Retirement System provide pension benefits based in part upon credited service. Under existing law, counties and districts, as defined, may provide retirement benefits to their employees pursuant to the County Employees Retirement Law of 1937. This bill would declare the intent of the Legislature to convene a conference committee to craft responsible, comprehensive legislation to reform state and local pension systems in a manner that reflects both the legitimate needs of public employees and the fiscal circumstances of state and local governments.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim				

SB 911 (De León) Local agency bonds: reports. (A-05/10/2011 [html](#) [pdf](#))

Status:05/23/2011-Referred to Com. on L. GOV.

Current Location:05/23/2011-A L. GOV.

Calendar Events:

Summary: Existing law requires the chief fiscal officer of a local agency issuing bonds to file an annual report with the governing body of the local agency with respect to the amount of funds collected and expended generally, and the status of any project required or authorized to be funded from the proceeds of the bonds. This bill would , after January 1, 2012, require the chief fiscal officer of a local agency issuing bonds to file the report with its governing body no

later than 60 days after the close of the agency's fiscal year . This bill would provide that failure to submit the report on time shall result in a suspension of bond proceeds until the report is submitted. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim				

SB 922 (Steinberg) Public contracts: public entities: project labor agreements. (C-10/02/2011 [html](#) [pdf](#))

Status:10/02/2011-Chaptered by the Secretary of State, Chapter Number 431, Statutes of 2011

Current Location:10/02/2011-S CHAPTERED

Calendar Events:

Summary: Existing law sets forth the requirements for the solicitation and evaluation of bids and the awarding of contracts by public entities. This bill would authorize a public entity to use, enter into, or require contractors to enter into, a project labor agreement for a construction project, if the agreement includes specified taxpayer protection provisions. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim				

SB 931 (Evans) Payroll cards. (V-10/09/2011 [html](#) [pdf](#))

Status:10/09/2011-Vetoed by the Governor

Current Location:10/10/2011-S VETOED

Calendar Events:01/13/12 52 SEN GOVERNOR'S VETOES

Summary: Existing law prohibits an employer from issuing in payment of wages due certain instruments, including an order, check, draft, note, memorandum, scrip, coupon, card, or other acknowledgment of indebtedness or redeemable instrument, unless specified requirements are satisfied. This bill would authorize an employer to pay an employee's wages by means of a payroll card, as defined, provided that specified requirements are satisfied. In addition, the bill would make a violation of its provisions a misdemeanor and would subject a violator to specified civil penalties. By creating new crimes, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SCA 4 (DeSaulnier) Initiative measures: funding source. (I-12/06/2010 [html](#) [pdf](#))

Status:05/27/2011-Read second time. Ordered to third reading.

Current Location:05/27/2011-S THIRD READING

Calendar Events:01/13/12 68 SEN SENATE BILLS-THIRD READING FILE

Summary: The California Constitution provides that the electors may propose statutes or amendments to the state constitution through the initiative process by presenting to the Secretary of State a petition that sets forth the text of the proposed statute or amendment to the Constitution and is certified to have

been signed by a certain number of electors. This measure would prohibit an initiative measure that would result in a net increase in state or local government costs other than costs attributable to the issuance, sale, or repayment of bonds, from being submitted to the electors or having any effect unless and until the Legislative Analyst and the Director of Finance jointly determine that the initiative measure provides for additional revenues in an amount that meets or exceeds the net increase in costs.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Support			

SCA 7 (Yee) Public bodies: meetings. (A-04/13/2011 [html](#) [pdf](#))

Status:08/25/2011-Set, second hearing. Held in committee and under submission.

Current Location:08/17/2011-A APPR. SUSPENSE FILE

Calendar Events:

Summary: The California Constitution requires meetings of public bodies to be open to public scrutiny. This measure would also include in the California Constitution the requirement that each public body provide public notice of its meetings and disclose any action taken.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SCA 13 (Cannella) Public employees' retirement. (A-01/11/2012 [html](#) [pdf](#))

Status:01/11/2012-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

Current Location:01/11/2012-S RLS.

Calendar Events:

Summary: The California Constitution provides that the retirement board of a public pension or retirement system has plenary authority and fiduciary responsibility for investment of moneys and administration of the system. Existing law establishes various public agency retirement systems, including the Public Employees' Retirement System (PERS), the State Teachers' Retirement System (STRS), the Judges' Retirement System II, and various county retirement systems pursuant to the County Employees Retirement Law of 1937, among others, and these systems provide defined pension benefits to public employees based on age, service credit, and final compensation. The California Constitution permits a city or county to adopt a charter for purposes of its governance that supersedes general laws of the state in regard to specified subjects, including compensation of city or county employees. The California Constitution also establishes the University of California as a public trust with full powers of organization and government, subject only to specified limitations. Charter cities and the University of California may establish pension plans under their respective independent constitutional authority. This measure would provide that any change to the formula used to calculate the pension benefits of a member of a public retirement system, as defined, that results in an increase in the member's pension benefits shall apply only to service performed on and after the operative date of the change, and would prohibit the retroactive application of that change. This bill contains other related provisions and other existing laws.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SCA 15 (Hancock) Taxation: voter approval. (I-07/14/2011 [html](#) [pdf](#))

Status:07/15/2011-From printer. May be acted upon on or after August 14.

Current Location:07/14/2011-S PRINT

Calendar Events:

Summary: The California Constitution requires that a change in state statute, passed by the Legislature, that results in a taxpayer paying a higher tax be imposed in an act that is passed with the approval of not less than 2/3 of the membership of each house of the Legislature. This measure would alternatively allow a change in state statute, passed by the Legislature, that results in a taxpayer paying a higher tax to be imposed in an act passed by a majority of the membership of each house of the Legislature, where that change becomes effective only when submitted to the voters and approved by a majority of the voters voting on that measure at a statewide election. This bill contains other related provisions.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SCR 2 (DeSaulnier) Constitutional Convention. (A-04/07/2011 [html](#) [pdf](#))

Status:04/07/2011-From committee with author's amendments. Read second time and amended. Re-referred to Com. on RLS.

Current Location:04/07/2011-S RLS.

Calendar Events:

Summary: Under the California Constitution, the Legislature by rollcall vote entered in the journal, two-thirds of the membership of each house concurring, may submit at a general election the question whether to call a convention to revise the Constitution. If the majority vote yes on that question, within 6 months the Legislature is required to provide for the convention. This measure would propose that the people of the State of California vote at the next statewide general election on the question of whether to call a convention to revise the California Constitution.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim	Watch			

SCR 14 (Steinberg) "Parks Make Life Better!" Month (I-02/18/2011 [html](#) [pdf](#))

Status:02/18/2011-Introduced. Referred to Com. on RLS.

Current Location:02/18/2011-S RLS.

Calendar Events:

Summary: This measure would declare March 2011 as "Parks Make Life Better!" Month.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim				

SCR 46 (Wolk) "Parks Make Life Better!(R)" Month (C-07/07/2011 [html](#) [pdf](#))

Status:07/07/2011-Chaptered by the Secretary of State, Chapter Number 44, Statutes of 2011

Current Location:07/07/2011-S CHAPTERED

Calendar Events:

Summary: This measure would declare the Legislature's recognition of the importance of access to local parks, trails, open space, and facilities for the health and development of all Californians. The measure would also declare July 2011 as "Parks Make Life Better!®" Month in California.

Organization	Assigned	Position	Priority	Subject	Groups
CARPD	RHeim				