

ALERT

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Action Needed

Urge Governor: Veto Leave Mandate for Small Business



The California Chamber of Commerce is urging members to ask the Governor to veto a job killer bill mandating

that small businesses provide a new protected leave of absence.

Last week, the Legislature sent **SB 63 (Jackson; D-Santa Barbara)** to Governor Edmund G. Brown Jr.

The CalChamber and a coalition of business groups and local chambers of commerce have been **opposing SB 63** because it unduly burdens and increases costs of small employers with as few as 20 employees by requiring 12 weeks of protected employee leave for child bonding. It also exposes employers to the threat of costly litigation.

The recent amendments do not limit the bill's cost or employers' exposure to litigation.

The Governor vetoed a similar, but narrower, proposal just last year.

Hurts Small Businesses

In opposing SB 63, the CalChamber and coalition have been pointing out that the bill will overwhelm small employers with a new 12-week mandatory leave of absence. The bill targets small employers with as few as 20 employees within a 75-mile radius and requires those

employers to provide 12 weeks of leave in addition to the other leaves of absence California already imposes.

The mandate will overwhelm small employers as follows:

- **Creates a combined 7-month protected leave of absence on small employers.** California employers with 5 or more employees already are required to provide up to 4 months of protected leave for an employee who suffers a medical disability due to pregnancy. SB 63 will add another 12 weeks of leave for the same employee, totaling 7 months of potential protected leave.

- **Could affect worksites that have substantially fewer than 20 employees.** SB 63 is applicable to any employer that has 20 or more employees within a 75-mile radius. Employees at multiple worksites are aggregated together to reach the employee threshold. Accordingly, a worksite that has only 5 employees will be required to accommodate this mandatory leave if there are other worksites in a 75-mile radius that have enough employees to reach the 20 employee threshold.

- **Imposes a mandatory leave with no discretion to the employer.** The leave under SB 63 must be given at the employee's request, regardless of whether the employer has other employees out on other California-required leaves.

See CalChamber Urges: Page 4

Lawsuit-Encouraging Bill on Governor's Desk



Legislation making it easier for plaintiffs' lawyers to file pay equity lawsuits passed the Legislature last week and now awaits action by the Governor.

AB 1209 (Gonzalez Fletcher; D-San Diego) seeks to publicly shame employers for wage disparities that do not violate the law. Throughout the legislative session, it has been **opposed** as a job killer by the California Chamber of Commerce and a coalition of employer associations and local chambers of commerce.

Current Law

In 2015, the CalChamber and California Legislative Women's Caucus celebrated compromise legislation that modernized the state's equal pay law and was touted as the strongest such law in the nation.

The current law makes plain that the standard for equal wages is "substantially similar work," not just the job title or description. It also carefully allocates the litigation burdens between the employee and employer.

Ideally, an employee must prove he/she is performing substantially similar work and is receiving unequal wages. The burden then shifts to the employer to establish a legitimate factor—such as education, experience, seniority, merit or geography—for the wage disparity.

An employer that cannot show a

See Lawsuit-Encouraging: Page 4

Easy-to-edit sample letters
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Inside

Major Bills Status Update:
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Labor Law Corner

Employing a Minor: Overview of Work Permit, Form I-9 Requirements



Sunny Lee
HR Adviser

What are the work permit and I-9 requirements for employing a minor in California?

California Work Permit

With limited exceptions, a work permit is required in California for minors who are over 12 years old and under 18 and have not graduated from

high school or have obtained a comparable equivalency certificate.

Under the California Education Code Section 49111, a permit to work may be issued to any minor over the age of 12 years and under the age of 18 years. A minor under age 12 cannot obtain a work permit and is not permitted to be employed unless an exception exists. Mostly that exception has been used by parents of children working on the family farm.

To obtain a work permit, the minor needs to complete a Statement of Intent to Employ Minor and Request a Work Permit. This may be obtained from the minor's school or school district office. This form must be signed by the parent or guardian and the prospective employer in order to have a work permit issued.

Once a work permit is issued, it must be kept on file by the employer.

Work permits are issued on an annual basis even though the minor is going to be working only when school is not in session.

More information on work permits and employment of minors is available in the HR Library on HRCalifornia.com.

Child Labor Law Restrictions

In addition, employers need to be aware of federal and state child labor law restrictions that apply to the type of work performed by a minor based on his/her age and days and hours of work.

For more information, the state Division of Labor Standards Enforcement

(DLSE) has put out a comprehensive manual on Child Labor Laws. Employers may access and download the manual from the DLSE website, www.dir.ca.gov/dlse.

I-9 Form

A parent or guardian must complete the I-9 form for a minor. The U.S. Citizenship and Immigration Services (USCIS) provides clear guidance on this issue.

Section 1

Under Section 1 of the form, the minor's parent or legal guardian:

- Completes the minor's information and checks the box by the minor's status;
- Enters "minor under age 18" in the signature field;
- Completes the Preparer and/or Translator Certification field; and
- Provides a List C document to establish work authorization.

Section 2

Under Section 2, the employer:

- Enters "minor under age 18" under List B;
- Enters the List C document presented.

For more information on the I-9 requirements for minors, go to the USCIS website at www.uscis.gov.

The Labor Law Helpline is a service to California Chamber of Commerce preferred and executive members. For expert explanations of labor laws and Cal/OSHA regulations, not legal counsel for specific situations, call (800) 348-2262 or submit your question at www.hrcalifornia.com.

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CalChamber-Sponsored Seminars/Trade Shows

More at www.calchamber.com/events.

Labor Law

HR Symposium. CalChamber. October 26, Los Angeles. (800) 331-8877.

International Trade

National District Export Council Export Symposium and Forum. National District Export Council. September 27, Washington, D.C.

Trade Mission to the Four Countries of the Pacific Alliance (Chile, Colombia, Mexico and Peru). U.S.-Mexico Chamber of Commerce California Regional Chapter. September 27–October 10, Santiago, Chile; Lima, Peru; Bogota, Colombia; Mexico City.

(310) 922-0206.

Panama Energy Roundtable. Institute of the Americas. September 28, Panama. (858) 453-5560 ext. 103.

The Road to Digital Europe: General Data Protection Regulation and Privacy Shield Workshop. Institute for Leadership Studies, Dominican University of California. September

See CalChamber-Sponsored: Page 27

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Verifying Eligibility to Work and Pending End of ‘Dreamers’ Program



On September 5, U.S. Attorney General Jeff Sessions announced that the Department of

Homeland Security will terminate the Deferred Action for Childhood Arrivals (DACA) program. DACA will expire on March 5, 2018.

The administration has requested new legislation to replace DACA, but, for now, the program is set to expire in less than six months, which will affect approximately 800,000 “dreamers” DACA covers.

Both the federal U.S. Citizenship and Immigration Services (USCIS) and the state Labor and Workforce Development Agency (LWDA) have released information for employers on what this means for verifying eligibility to work in the United States. Once their employment authorization has expired, “dreamers” will not be eligible for employment in the U.S.

Federal law requires all employers to verify that an individual is authorized to work in the United States through the Form I-9 process.

Phasing Out DACA

DACA benefits are provided on a two-year basis. According to the USCIS, individuals who currently have employment authorization documents (EADs) issued under the DACA program can keep their EADs until they expire.

Some DACA individuals will be eligible to have their EADs renewed if they meet set timelines. During the six-month window leading up to March 5, 2018, the USCIS will, on a case-by-case basis:

- Adjudicate DACA applications received on or before September 5, 2017. Initial DACA applications after this date will not be processed.
- Adjudicate DACA renewal requests for EADs set to expire between September 5, 2017 and March 5, 2017 as long as the renewal request is received by October 5, 2017.

EADs and Your Obligations

According to the USCIS, employers can continue to employ DACA recipients until their EADs expire, unless the EADs are terminated or revoked. You also can’t refuse to accept a valid EAD or terminate an employee simply because the EAD

What Rescission Means

The following chart from the USCIS, www.uscis.gov/daca2017, provides more information:

If	Then
You currently have DACA	You will retain both your period of deferred action and your employment authorization document (EAD) until they expire, unless terminated or revoked.
The USCIS received your properly filed initial or renewal DACA request and associated application for an EAD on or before September 5, 2017.	We will continue adjudicating your request.
Your DACA expires between September 5, 2017, and March 5, 2018, and you wish to renew it.	USCIS must receive your properly filed renewal request on or before October 5, 2017.
You did not request initial DACA on or before September 5, 2017.	The DACA process is no longer available to you.
Your DACA expired and you did not properly file your renewal request on or before September 5, 2017.	The DACA process is no longer available to you.
You have DACA and your still-valid EAD is lost, stolen, or destroyed.	You may submit Form I-765 to request a replacement EAD.

has a future expiration date.

Once an individual’s EAD expires, the individual is not authorized to work.

Frequently Asked Questions released by the Department of Homeland Security confirm this. Employers generally track EAD expirations and can’t employ someone without a valid EAD.

Employers are required to reverify employment eligibility when an employee’s EAD expires, but reverification prior to that time can be an unlawful immigration practice.

Employers should not be reverifying unexpired EADs or combing through all of their employees’ Forms I-9 and asking for reverification.

The California LWDA recently emphasized this point in a press release stressing that work reverification is not immediately required with the DACA decision. Again, the obligation to reverify kicks in once the EAD expires.

“Any action or attempt by employers to re-investigate or re-verify work autho-

rization documents in order to retaliate against any immigrant worker is unlawful in California,” said LWDA Secretary David M. Lanier.

Under California Labor Code Section 1019.1, it’s unlawful to “[a]ttempt to reinvestigate or reverify an incumbent employee’s authorization to work using an unfair immigration-related practice.” The penalty for each violation of this law can be up to \$10,000.

This can be a tricky area for employers to navigate and employers with any questions will want to consult an immigration or labor and employment attorney. California takes any unlawful immigration practices seriously, and it is important to make sure you are meeting obligations under both federal and state law.

The California Chamber of Commerce and its [HRWatchdog](#) blog will provide future updates as information on DACA and employment eligibility becomes available.

Staff Contact: Gail Cecchetti Whaley

CalChamber Urges Veto of New Leave Mandate for Small Business



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• **Imposes additional costs on small employers that are struggling with the increased minimum wage.** Although the SB 63 leave is not “paid” by the employer, while the employee is on leave, the employer will have to maintain medical benefits, pay for a temporary employee to cover for the employee on leave (usually at a higher premium) or pay overtime to other employees to cover the work of the employee on leave.

• **Exposes small employers to costly litigation.** Labeling an employer’s failure to provide the SB 63 leave as an “unlawful employment practice” exposes an employer to costly litigation under the Fair Employment and Housing Act (FEHA).

An employee who believes the employer did not provide the 12 weeks of

protected leave, failed to return the employee to the same or comparable position, failed to maintain benefits while the employee was out on the 12 weeks of leave, or took any adverse employment action against the employee for taking the leave, could pursue a claim against the employer seeking: compensatory damages, injunctive relief, declaratory relief, punitive damages, and attorney’s fees

The cost for a small to mid-size employer to defend and settle a single plaintiff discrimination claim is approximately \$125,000, according to a 2015 study by insurance provider Hiscox.

Family-Friendly State

California already imposes numerous family-friendly leaves of absence on employers and is recognized by the National Conference of State Legislatures as one of the most family-friendly states in the nation.

California’s list of programs and

protected leaves of absence includes: paid sick days, school activities leave, kin care, paid family leave program, pregnancy disability leave and the California Family Rights Act.

These state leaves are in addition to the leaves of absence required by federal law.

A recent study, “The Status of Women in the States: 2015 Work & Family,” ranked California No. 2 for work and family policies that support workers keeping their jobs and also caring for their family members.

Action Needed

The CalChamber is encouraging members to contact the Governor and urge him to **veto SB 63**.

An [easy-to-edit sample letter](#) is available at www.calchambervotes.com
Staff Contact: Jennifer Barrera

Lawsuit-Encouraging Bill on Governor’s Desk

From Page 1

legitimate reason for the wage gap has violated the law.

AB 1209

AB 1209 requires many private employers and nonprofits to collect data on salaries of all well-paid white collar employees. The statistics for each job title or classification must be analyzed and recategorized according to whether the job duties are substantially similar. Businesses would deliver the data to the Secretary of State to be posted on a publicly accessible website.

Legitimate reasons for pay differentials would not be highlighted in the database.

Smokescreen

As pointed out in a recent opinion piece, “By using the smokescreen of transparency, the bill author and her plaintiffs’ attorneys allies aim to unravel

the carefully structured compromise. In effect, the legislation would require employers to serve up reams of data that attorneys need to establish a case. What a gift!”

“Why blow up a good deal on equal pay?” by CalChamber Policy Advocate Jennifer Barrera and Kara Bush, director of state government affairs for the Computing Technology Industry Association, appeared in *The Sacramento Bee* on August 30.)

Plaintiffs’ Attorneys React

Just two days after the Assembly gave final approval to AB 1209, the *Sacramento Business Journal* (paywall) reported that plaintiffs’ attorneys were anticipating new business:

But at least one member of the California Employment Lawyers Association has said he will proactively use the database to pursue wage disparity cases.

“By posting this on the Secretary of

State’s website, the government is basically giving us (plaintiff lawyers) the data we need to go in there and hammer companies,” said Galen T. Shimoda, attorney owner at Shimoda Law Corp.

Although the wage data cannot form the sole basis of a lawsuit, he believes the database will help set him “on the right track.” And while the purpose of the bill is not to spark litigation against large companies, Shimoda believes the government understands that litigation is a part of the corrective force needed to address wage disparity.

“With AB 1209 providing true statistics, it’s almost like the government is saying, ‘Here’s the basis, litigators—go for it, start filing,’” he said.

Action Needed

The CalChamber is urging members to **contact the Governor** and ask him to **veto AB 1209**.

Staff Contact: Jennifer Barrera

More Speakers Join Public Affairs Lineup

California legislators from both sides of the political aisle have joined the speaker lineup for the California Chamber of Commerce Public Affairs Conference, set for October 17–18 in Santa Monica.

Agenda highlights include the following.

Legislative Panels

- Senators Steve Glazer (D-Contra Costa) and Scott Wilk (R-Santa Clarita), plus Assembly Member Adam Gray (D-Merced), will offer a “Halftime Review and Preview” on the second day of the conference as part of a panel discussion moderated by CalChamber President and CEO Allan Zaremberg.

- Senator Bob Hertzberg (D-Van Nuys) is among the panelists for the final session, “From the Internet to the Internet of Things Starring the Tech Caucus.” Also on that panel are Assembly Members Catharine Baker (R-San Ramon), Jacqui Irwin (D-Thousand Oaks) and Kevin Kiley (R-Granite Bay). The session moderator is CalChamber Policy Advocate Kevin McKinley.

- The Tuesday discussion on “Housing—Keeping It Local: How the State Plays a Role” will include Assembly Members Raul Bocanegra (D-Pacoima) and Miguel Santiago (D-Los Angeles).

- A second Tuesday panel, “Housing—The State’s Independent Role: Funding, Reform and Development,” will include Assembly Members Anna Caballero (D-Salinas) and Marc Steinorth (R-Rancho Cucamonga). CalChamber Policy Advocate Louinda V. Lacey will serve as moderator for both housing sessions.

Washington Insiders

Moderating the Wednesday luncheon panel of D.C. insiders will be the Chair of *Fortune* magazine’s Most Powerful Women conference, Nina Easton.

Other Washington insiders will include Trent Duffy, HDMK; Mattie Duppler, Forward Strategies; and Tracy Sefl, strategic communications consultant.

Congressional Races

The senior editor of *The Cook Political Report*, Jennifer Duffy, will be offering up an overview of the 2018 national political landscape, including a look at the mid-term congressional races.

California Focus

Commenting on the 2018 California elections will be longtime campaign strategists Darryl Sragow, Dentons; Richard Temple, McNally Temple; and Christy Wilson, Wilson Public Affairs.

Moderator of the session will be Marty Wilson, CalChamber executive vice president, public affairs.

Presenting the results of the annual CalChamber survey of California voter attitudes will be Robert Green of PSB Research.

Media Panel

Offering the media perspective on political happenings will be Mark Barabak of the *Los Angeles Times* and Carla Marinucci of *Politico* in a session moderated by Beth Miller of the Miller Public Affairs Group.

Register Today

For more information or to register, use the link at www.calchamber.com/publicaffairs.

Google is the major sponsor of this year’s conference.



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Legislative Outlook

An update on the status of key legislation affecting businesses. Visit www.calchambervotes.com for more information, sample letters and updates on other legislation. Staff contacts listed below can be reached at (916) 444-6670. Address correspondence to legislators at the State Capitol, Sacramento, CA 95814. Be sure to include your company name and location on all correspondence.

Legislature Sends Workforce Development Bill to Governor



SUPPORT

A California Chamber of Commerce-supported bill that would help increase California's skilled workforce by authorizing a competitive grant program has passed the Legislature and awaits action by the Governor.

AB 1111 (E. Garcia; D-Coachella) is designed to assist individuals who face multiple barriers to employment by providing them with remedial education and work readiness skills to prepare them for training, educational, apprenticeship or employment opportunities.

The measure was amended on the Senate Floor on September 8. The Assembly concurred in the Senate amendments on September 15, sending the bill along for consideration by the Governor.

The bill establishes the Breaking Barriers to Employment Initiative within the Labor and Workforce Development Agency and calls for the formation of partnerships between community-based organizations and workforce development boards to successfully deliver assistance to one or more targeted populations, including unskilled or underskilled, low-earning workers, workers displaced by the movement of an employer, long-term unemployed

individuals, women seeking training or education to move into nontraditional fields of employment, as well as other individuals who face barriers to employment.

The Public Policy Institute of California (PPIC) has projected that the state will produce 1.5 million fewer workers with some postsecondary education than the workforce will need by 2025. Not only is this skills gap a concern for employers, it also has serious implications for individuals hoping to find middle-class jobs that can support their families.

AB 1111 will help California reduce this skills gap and address the needs of employers, by ensuring that those individuals who need the most assistance and who face the greatest barriers to employment receive the remedial education and work readiness skills they need to prepare them to participate in training, educational, apprenticeship, or employment opportunities.

Action Needed

AB 1111 awaits action by the Governor. CalChamber is encouraging members to **contact the Governor** and ask him to **sign AB 1111**.

Staff Contact: Karen Sarkissian

CalChamber-Backed Bills to Ease Housing Crisis Go to Governor



SUPPORT

Several bills **supported** by the California Chamber of Commerce to encourage local governments to approve new housing projects passed the Legislature on the last day of the session and are on their way to the Governor.

The bills either hold local governments accountable for meeting the housing elements of their plans or aim to combat the "not in my backyard" (NIMBY) resistance that can stall needed housing projects.

Now awaiting action by the Governor are:

• **AB 678 (Bocanegra; D-Pacoima): Promotes Local Agencies' Compliance with the Housing Accountability Act.**

The bill seeks to ensure that local agencies comply with the provisions of the Act by requiring a local agency to make relevant findings if it denies a project, clarifying provisions of the Act, and imposing penalties on agencies that violate the Act.

• **AB 1515 (Daly; D-Anaheim): Stimu-**

lates Additional Housing Production. AB 1515 encourages housing project approvals by specifying that a housing development is deemed consistent with local plans and ordinances if there is substantial evidence such that a reasonable person could conclude that the project is consistent.

• **SB 167 (Skinner; D-Berkeley): Accountability of Local Agencies for Housing Development Project Decisions.** The bill promotes accountability for decisions and approval of projects by imposing additional requirements on local agencies when disapproving or conditionally approving a project, and imposing penalties for violation of the Act.

Action Needed

The CalChamber is encouraging members to contact the Governor and ask him to **sign AB 678, AB 1515 and SB 167**.

Staff Contact: Louinda V. Lacey

CalChamber Status Update Report on Major Legislation for Business

The following list summarizes top priority bills for the California Chamber of Commerce and their status as of September 16, when the Legislature began its interim study recess.

Within each subject area, the list presents bills in order of priority with the highest priorities at the top.

October 15 is the last day for the

Governor to sign or veto bills passed by the Legislature on or before September 16.

The CalChamber will publish its final status report, showing the ultimate fate of bills sent to the Governor this year, on October 20.

Bills signed by the Governor will become law on January 1, 2018. Urgency, tax and budget-related measures go into

effect immediately upon being signed.

Each fall, the CalChamber also publishes a record of legislators' votes on key bills affecting the California business climate. Generally, the bills selected for the vote record have appeared in one of the status reports. This year's vote record is scheduled to be published on November 3.

Status of legislative action on bills as of September 16, 2017. Dates listed are the date the bill was assigned to a committee, the latest date of committee action or when the bill reached the floor, unless action is stated.

Subject—CalChamber Position	Status
Agriculture, Food and Natural Resources	
Lawsuit Exposure. SB 300 (Monning; D-Carmel) Increases frivolous liability claims and exposes beverage manufacturers and food retailers to fines and penalties by mandating state-only labeling requirements for sugar-sweetened drinks. Oppose/ Job Killer .	Senate Health 2/23/17; Failed Deadline
Labeling. SB 504 (Wieckowski; D-Fremont) Increases costs to business through state-only labeling on food products containing synthetic dyes. Oppose.	Held in Senate Appropriations Suspense File 5/25/17; Failed Deadline
Prohibits Seawalls or Armoring on Coastal Properties. AB 1129 (M. Stone; D-Scotts Valley) Jeopardizes the safety of businesses on the coast who have seawalls protecting their properties by prohibiting seawalls or armoring on properties not in existence before 1977. Oppose.	Assembly Inactive File 6/1/17; Failed Deadline
Low-Cost Accommodations. AB 663 (Bloom; D-Santa Monica) Discourages development in the coastal zone by making it financially impossible to build with the requirement to provide low-cost housing. Oppose.	Assembly Inactive File 6/1/17; Failed Deadline
Land Use. AB 975 (Friedman; D-Glendale) Restricts adjacent and nearby private land use by expanding the definition of wild and scenic rivers and the areas of preserve. Oppose.	Assembly Inactive File 6/5/17; Failed Deadline
Product Ban. AB 1687 (Bloom; D-Santa Monica) Increases the costs to business and agriculture to exterminate pests by banning rat poisons containing anticoagulants. Oppose.	Assembly Environmental Safety and Toxic Materials 3/21/17; Failed Deadline
Marketing. AB 841 (Weber; D-San Diego) Before amendments, limited businesses' ability to partner with schools on projects and programs that are mutually beneficial by prohibiting student incentive programs that contain certain food products. Opposition removed due to August 23, 2017 amendments. Neutral.	To Governor
Land Conveyances. SB 50 (B. Allen; D-Santa Monica) Before amendments, jeopardized multiple uses of land such as grazing or recreation by making federal land sales contingent on State Lands Commission terms. Opposition removed due to June 29, 2017 amendments. Neutral.	To Governor
Roads. AB 425 (Caballero; D-Salinas) Facilitates forest management and dead tree removal by allowing temporary roads for use with the Forest Fire Prevention Pilot Program. Support.	Senate Inactive File 9/13/17
Codification. AB 947 (Gallagher; R-Yuba City) Expedites lake and streambed agreements by codifying standards needed for routine and ongoing agricultural land management practices. Support.	Held in Assembly Appropriations Suspense File 5/3/17; Failed Deadline

Subject—CalChamber Position	Status
Small Business Participation. AB 816 (Kiley; R-Granite Bay) Encourages small business and farmers to participate in regulatory hearings through webcasts to provide input on proposals that affect them. Support.	Held in Senate Appropriations Suspense File 9/1/17
Public Participation. AB 1337 (Patterson; R-Fresno) Encourages public participation in Fish and Game Commission meetings by providing a webcast on the internet. Support.	Senate Inactive File 9/16/17
Labeling. SB 602 (B. Allen; D-Santa Monica) Increases costs to pesticide manufacturers by requiring state-only labeling on products not scientifically proven to cause bee mortality. Oppose.	Senate Inactive File 6/1/17; Failed Deadline
Transparency. AB 684 (M. Stone; D-Scotts Valley) Before amendments, potentially made it more difficult to get qualified candidates for appointment to the California Coastal Commission by imposing administrative duties on the commissioners that should be handled by staff. Opposition removed due to June 29, 2017 amendments. Neutral.	Held in Senate Appropriations Suspense File 9/1/17
Air Quality	
Gas Price Increase. AB 1645 (Muratsuchi; D-Torrance) Jeopardizes the production of California-based fuel by banning the use of hydrogen fluoride and hydrofluoric acid at refineries that use more than 250 gallons and are located within two miles of a residence, notwithstanding the fact that there are significant safety regulations in place at the local, state and federal levels. Oppose/ Job Killer .	Assembly Environmental Safety and Toxic Materials 3/27/17; Failed Deadline
Abatement Orders. AB 1132 (C. Garcia; D-Bell Gardens) Before amendments, allowed a local air district to immediately shut down operations of a facility for a perceived imminent or substantial endangerment to public health or the environment while awaiting a hearing. Opposition removed due to June 5, 2017 amendments. No Position.	Signed 8/7/17—Chapter 171
Burdensome Regulations. AB 1647 (Muratsuchi; D-Torrance) Before amendments, created requirements for refineries that operate in California to install air monitoring systems along the fence line of the refineries' property as well as in surrounding communities. Concerns removed due to June 8, 2017 amendments. No Position	To Governor
Anti-Crime	
Prevents Thefts. AB 1326 (Cooper; D-Elk Grove) Saves retailers substantial losses from robberies by aggregating thefts in a one-year timeframe so that the \$950 threshold is met sooner and punishable by a stiffer penalty. Support.	Assembly Public Safety 3/13/17; Failed Deadline
Banking/Finance	
Loans. SB 815 (Senate Business, Professions and Economic Development Committee) Improves compliance with Americans with Disabilities Act (ADA) by expanding the availability of loans to small businesses to remedy ADA violations. Support.	Senate Business, Professions and Economic Development 4/19/17; Failed Deadline
Energy Financing. AB 1284 (Dababneh; D-Encino) Protects lenders and consumers by providing oversight and guidelines for solicitors offering financing for the PACE program which helps property owners upgrade energy retrofits to current standards. Support.	To Governor
Budget	
Threatens Energy Reliability. AB 127 (Committee on Budget) Threatens energy reliability and will lead to the elimination of jobs by mandating the closure of the Aliso Canyon natural gas storage facility. Oppose Unless Amended/ Job Killer .	Senate Floor 9/14/17

Subject—CalChamber Position	Status
<p>Board of Equalization Reform. AB 102 (Committee on Budget) Unnecessarily rushes substantive and significant reforms to the Board of Equalization and creates two new agencies, including an Office of Tax Appeals that allows unelected bureaucrats to determine major tax policy issues, through the budget process instead of allowing such policy to be deliberated through the normal schedule of the legislative process. Oppose.</p>	Signed 6/27/17—Chapter 16 (Budget)
<p>Board of Equalization Reform. SB 86 (Committee on Budget and Fiscal Review) Unnecessarily rushes substantive and significant reforms to the Board of Equalization and creates two new agencies, including an Office of Tax Appeals that allows unelected bureaucrats to determine major tax policy issues, through the budget process instead of allowing such policy to be deliberated through the normal schedule of the legislative process. Oppose.</p>	Assembly Budget 6/19/17
<p>Thwarts Innovation. SB 119 (Committee on Budget and Fiscal Review) Places burdensome anti-technology language on Greenhouse Gas Reduction Fund expenditures. Oppose Unless Amended.</p>	Assembly Inactive File 9/15/17
<p>Thwarts Innovation. AB 134 (Committee on Budget) Places burdensome anti-technology language on Greenhouse Gas Reduction Fund expenditures. Oppose Unless Amended.</p>	Signed 9/16/17—Chapter 254 (Budget)
<p>Stifles Innovation. SB 103 (Committee on Budget and Fiscal Review) Stifles innovation by placing restrictions and prohibitions on the use or development of automated technology at the ports. Oppose.</p>	Signed 7/21/17—Chapter 95 (Budget)
<p>Stifles Innovation. AB 118 (Committee on Budget) Stifles innovation by placing restrictions and prohibitions on the use or development of automated technology at the ports. Oppose.</p>	Senate Inactive File 7/20/17
<h2 style="color: red; margin: 0;">California Environmental Quality Act (CEQA)</h2>	
<p>Barrier to Housing and Economic Development. SB 224 (Jackson; D-Santa Barbara) Before amendments, created significant uncertainty for developers by requiring the Office of Planning and Research (OPR) to amend the California Environmental Quality Act (CEQA) Guidelines to redefine the baseline that may be used in the CEQA analysis and directing OPR, in drafting the Guidelines, to limit consideration of modifications to the environment at the project site caused by illegal, unpermitted, or emergency activities within the baseline conditions. If prior illegal, unpermitted, or emergency activities are excluded in a project’s baseline, it may require projects to mitigate not only the impacts of the project itself, but also the impacts of other historical activities for which the applicant has no legal liability and over which it had no control. Opposition and job killer tag removed due to August 21, 2017 amendments. No Position/Former Job Killer.</p>	Senate Rules 8/21/17
<p>Extension of Streamlining Benefits under CEQA. AB 246 (Santiago; D-Los Angeles) Extends the streamlining benefits under the California Environmental Quality Act for environmental leadership development projects meeting specific criteria for an additional two years. Support.</p>	To Governor
<p>Extension of Streamlining Benefits under CEQA. SB 699 (Galgiani; D-Stockton) Extends the streamlining benefits under the California Environmental Quality Act for environmental leadership development projects meeting specific criteria for an additional two years. Support.</p>	Assembly Rules 9/5/17
<p>Sets Design Review Timeframe. AB 190 (Steinorth; R-Rancho Cucamonga) Provides developers with certainty and helps expedite the development process by requiring a lead agency, where an ordinance requiring design review applies to a development project, to approve or disapprove the design of the development project within 30 days of the date that application has been determined to be complete, or the date of the certification of the environmental impact report, the date of the adoption of a negative declaration, or the date of a determination that the project is exempt from the California Environmental Quality Act, whichever occurs later. Support.</p>	Assembly Local Government 1/30/17; Failed Deadline
<p>Promotes Housing Development. AB 239 (Ridley-Thomas; D-Los Angeles) Furthers the development of affordable housing, infill development, and development near transit stations, by extending the California Environmental Quality Act exemption for infill projects to unincorporated areas already surrounded by urbanized land uses and populations. Support.</p>	Failed Passage in Assembly Natural Resources 4/24/17; Failed Deadline

Subject—CalChamber Position	Status
Expedites and Reduces Cost for Transportation Infrastructure Projects. AB 278 (Steinorth; R-Rancho Cucamonga) Streamlines and reduces regulatory burdens to inspect, maintain, repair, remove and replace existing highways and roads, or to add specified auxiliary lanes by exempting such projects under the California Environmental Quality Act. Support.	Failed Passage in Assembly Natural Resources 3/20/17; Failed Deadline
Expedites and Reduces Cost for Critical Levee Repairs. AB 1273 (Gallagher; R-Yuba City) Streamlines and reduces regulatory burdens for repairs of critical levees of the State Plan of Flood Control by exempting such projects under the California Environmental Quality Act. Support.	Failed Passage in Senate Natural Resources and Water 7/11/17; Failed Deadline
<h2 style="color: red;">Climate Change</h2>	
Reduces Compliance Costs. AB 398 (E. Garcia; D-Coachella) Provides regulatory certainty for California businesses, helps maintain a healthy economy and provides the least costly path to achieving our climate goals by extending cap-and-trade to 2030 by providing market mechanisms rather than government command-and-control. Support.	Signed 7/25/17—Chapter 135 (Urgency)
Legislative Oversight. ACA 1 (Mayes; R-Yucca Valley) Increases transparency and accountability by establishing a legislative “check-up” of the cap-and-trade program in 2024, providing an opportunity to review 1) expenditures from the fund since 2020, 2) the commitment to regulatory and tax reforms enacted in AB 398, and 3) the effectiveness of the overall state program in reducing greenhouse gases (GHGs) and minimizing the effect on the California economy. Support.	Signed 7/17/17—Chapter 105
Increased Compliance Costs. AB 378 (C. Garcia; D-Bell Gardens) Increases the cost for compliance and creates additional regulatory burdens for businesses by relying on direct control measures to meet the state’s climate goals. Oppose.	Assembly Inactive File 9/11/17
Transportation and Housing Barrier. SB 150 (B. Allen; D-Santa Monica) Before amendments, would have made it more difficult and more expensive to build roads, homes and transit by dictating a cookie cutter approach to how regions achieve emissions reduction targets through their Regional Transit Plans. Opposition removed due to June 21, 2017 amendments. No Position.	To Governor
Regulatory Oversight. AB 1301 (Fong; R-Bakersfield) Increases transparency and accountability by providing criteria around the information the California Air Resources Board presents to the Joint Legislative Committee on Climate Change Policy to show the cost impacts of our climate regulations. Support.	Failed Passage in Assembly Natural Resources 4/24/17; Failed Deadline
Greenhouse Gas Reduction Fund. AB 1342 (Flora; R-Ripon) Before amendments, prematurely allocated money from the Greenhouse Gas Reduction Fund to support healthy forests and organics recycling. Opposition removed due to April 27, 2017 amendments. No Position.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Greenhouse Gas Reduction Fund. AB 1369 (Gray; D-Merced) Prematurely allocates money from the Greenhouse Gas Reduction Fund for water storage. Oppose.	Assembly Water, Parks and Wildlife 3/27/17; Failed Deadline
Greenhouse Gas Reduction Fund. AB 555 (Cunningham; R-Templeton) Prematurely allocates money from the Greenhouse Gas Reduction Fund for the replacement of school buses. Oppose.	Assembly Natural Resources 3/20/17; Failed Deadline
Greenhouse Gas Reduction Fund. AB 1433 (Wood; D-Healdsburg) Before amendments, prematurely allocated money from the Greenhouse Gas Reduction Fund to support the Climate Adaptation and Resilience Based on Nature Act. Opposition removed due to April 27, 2017 amendments. Gutted and amended to a different subject area June 21, 2017. No Position.	Senate Inactive File 9/14/17
Greenhouse Gas Reduction Fund. AB 964 (Calderon; D-Whittier) Before amendments, prematurely allocated money from the Greenhouse Gas Reduction Fund to the Capital Access Loan Program for low-emission vehicle loans. Opposition removed due to April 27, 2017 amendments. No Position.	Senate Appropriations 7/11/17

Subject—CalChamber Position	Status
Economic Development	
Capital Investment Incentive. AB 755 (E. Garcia; D-Coachella) Extends for one year, until January 1, 2019, the sunset of the Capital Investment Incentive Program, thereby providing local governments with an opportunity to attract large manufacturing facilities to invest in their communities and to encourage industries such as high technology, energy, environmental, and others to locate and invest in California. Support.	To Governor
Education	
Extends Workforce Development. AB 669 (Berman; D-Palo Alto) Before amendments, helped improve alignment of the state’s workforce needs and education resources by extending the Economic and Workforce Development program (set to expire in 2018) within the California Community Colleges system. Gutted and amended June 26, 2017 to a different subject area. Job creator label and support position removed. No Position/ Former Job Creator.	To Governor
Workforce Development. AB 1111 (E. Garcia; D-Coachella) Increases California’s skilled workforce by authorizing a competitive grant program to assist individuals who face multiple barriers to employment and provide them with remedial education and work readiness skills to prepare them for training, educational, apprenticeship or employment opportunities. Support.	To Governor
Jeopardizes State Workforce Goals. SB 574 (Lara; D-Bell Gardens) Unnecessarily impedes the ability of the University of California (UC) to use its restricted state funding in the most efficient manner possible to continue expanding enrollment without compromising on the quality of the education it provides or substantially increasing the state’s General Fund contribution by placing unreasonable restrictions on when the UC may contract for services. Oppose.	To Governor
Career Technical Education (CTE). AB 445 (Cunningham; R-Templeton) Assists schools by permanently extending the CTE Incentive Grant Program (authorized and funded in the 2015–2016 budget), whose goal is to provide relevant, industry-aligned skills training and instruction to address the demand in California’s changing job market. Support.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Increases Recruitment and Retention of STEM Teachers. SB 436 (B. Allen; D-Santa Monica) Addresses the shortage of California science, technology, engineering and mathematics (STEM) teachers by providing necessary outreach, recruitment and incentives to attract and retain STEM professionals to teaching. Support.	Assembly Education 6/12/17; Failed Deadline
Expands Baccalaureate Degree Pilot Program. SB 769 (Hill; D-San Mateo) Optimizes capacity and performance by extending a pilot program in the California Community Colleges system allowing community colleges to offer bachelor’s degree programs in a subject area related to an unmet workforce need in the local community that does not overlap with any degree programs already offered by the California State University or the University of California. Support.	Held in Assembly Appropriations Suspense File 9/1/17
Increases Access to Computer Science. SB 346 (Glazer; D-Contra Costa) Before amendments, promoted a coordinated effort by schools to offer computer science as part of their curriculum by requiring the California Department of Education to develop and the State Board of Education to consider adopting a plan to make the curriculum available in every school. Support position removed due to June 26, 2017 amendments. No Position.	Failed Passage in Assembly Higher Education 7/11/17; Reconsideration Granted; Failed Deadline
Energy	
Increased Energy Costs. SB 100 (de León; D-Los Angeles) Increases the cost of energy by creating an ambiguous zero-carbon energy by 2045 planning goal and requirements for regulatory agencies in the state. Oppose.	Assembly Utilities and Energy 9/8/17

Subject—CalChamber Position	Status
Energy Reliability. SB 57 (Stern; D-Canoga Park) Jeopardizes energy resources and reliability by placing an additional moratorium on natural gas injection at the Aliso Canyon facility until a final root cause analysis is completed and released to the public. Oppose.	Senate Inactive File 9/15/17
Increased Energy Costs. AB 813 (Holden; D-Pasadena) Will lead to higher energy costs by requiring the procurement of renewable energy which may not be necessary to serve the need of California’s grid while at the same time creating a framework to transform the California Independent System Operator (CAISO) into a multi-state regional organization. Oppose Unless Amended.	Senate Rules 8/31/17
Increased Energy Costs. AB 726 (Holden; D-Pasadena) Will lead to higher energy costs by requiring the procurement of renewable energy which may not be necessary to serve the need of California’s grid while at the same time creating a framework to transform the California Independent System Operator (CAISO) into a multi-state regional organization. Oppose Unless Amended.	Senate Rules 9/12/17
Threatens Grid Reliability and Safety. SB 356 (Skinner; D-Berkeley) Threatens the safety and reliability of California’s transmission grid by requiring the release of security-sensitive and market-sensitive data. Oppose.	Held in Assembly Appropriations Suspense File 9/1/17
Increased Energy Costs. SB 520 (Mitchell; D-Los Angeles) Increases the cost for energy in California by allowing for intervenors to collect compensation for engaging at the California Independent System Operator. Oppose.	Held in Assembly Appropriations Suspense File 9/1/17
Increased Energy Costs. AB 304 (Eggman; D-Stockton) Increases the cost of energy by expanding the pool of applicants eligible to receive intervenor compensation to include school districts and community colleges. Oppose.	Assembly Utilities and Energy 2/13/17; Failed Deadline
Increased Energy Prices. AB 1405 (Mullin; D-South San Francisco) Before amendments, increased the cost of energy for ratepayers by creating new policies for procurement under the integrated resources planning process. Opposition removed due to July 17, 2017 amendments. No Position.	Senate Rules 9/11/17
Increased Energy Costs. SB 338 (Skinner; D-Berkeley) Before amendments, increased the cost of energy for ratepayers by creating new policies for procurement under the integrated resources planning process. Opposition removed due to July 10, 2017 amendments. No Position.	To Governor
Reduces Permitting Barriers. AB 546 (Chiu; D-San Francisco) Reduces barriers and increases cost-effectiveness for energy storage permitting by allowing online submission for permit applications and allowing local governments to develop an energy storage handbook. Support.	To Governor
Environmental Regulation	
Extends Superfund Liability to Emissions into the Air. AB 421 (Santiago; D-Los Angeles) Imposes statutory liability on businesses and individuals for clean-up recovery costs associated with deposits or redeposits of certain substances that were emitted into the air under a statutory scheme that places the burden of proof on the defendant. Oppose/ Job Killer .	Assembly Judiciary 4/5/17; Failed Deadline
Creates Uncertainty and Increases Potential Litigation Regarding Environmental Standards. SB 49 (de León; D-Los Angeles) Creates uncertainty by giving broad and sweeping discretion to state agencies to adopt rules and regulations more stringent than the federal rules and regulations in effect on January 19, 2017 through an expedited administrative procedure without public participation or input, when the state agencies determine that federal action leads to less stringent laws and regulations than those in effect on January 19, 2017; and increases the potential for costly litigation by creating private rights of action under California law, which may be triggered when a state agency takes the foregoing discretionary action. Oppose/ Job Killer .	Assembly Rules 9/11/17

Subject—CalChamber Position	Status
<p>Increased Permitting Fees and Delayed Permitting. SB 774 (Leyva; D-Chino) Exposes permittees to unknown, increased fees by providing the Department of Toxic Substances Control (DTSC) a blank check to impose additional fees on permittees to implement and perform its statutory requirements when its primary sources of funding have structural deficits and creates substantial uncertainty and delay of facility permitting by interjecting a new board into the organizational structure. Oppose/Job Killer.</p>	<p>Assembly Inactive File 9/14/17</p>
<p>Increases Costs to and Creates Uncertainty for Hazardous Waste Permit Operators. AB 245 (Quirk; D-Hayward) Before amendments, imposed unnecessary new costs on hazardous waste permit operators by requiring a public hearing be held within 90 days of the submittal of a hazardous waste permit renewal application, notwithstanding the multiple existing opportunities for public review; and created uncertainty regarding the application of ambiguous language relating to the adequacy of financial assurances to be reviewed every five years. Opposition removed due to September 1, 2017 amendments. No Position.</p>	<p>To Governor</p>
<p>Increased Costs and Likely Processing Delays for Hazardous Waste Permit Operators. AB 1179 (Kalra; D-San Jose) Prematurely and unnecessarily imposes new costs on hazardous waste permit operators and will likely result in further delays in permit processing by arbitrarily setting inspection frequencies for certain facilities and directing the Department of Toxic Substances Control (DTSC) to adopt regulations setting inspection frequencies for all facilities, notwithstanding the fact that DTSC is currently reforming its enforcement program at the regulatory level. Oppose.</p>	<p>To Governor</p>
<p>Lost Oil Production. SB 188 (Jackson; D-Santa Barbara) Threatens oil production in the state by prohibiting any new production and eventually forcing closure of existing oil-related infrastructure. Oppose.</p>	<p>Held in Assembly Appropriations Suspense File 9/1/17</p>
<p>Burdensome Disclosure Requirements. AB 1328 (Limón; D-Goleta) Before amendments, increased costs by imposing burdensome chemical disclosure and monitoring requirements on oil and gas operators, and requiring that such information be provided to the State Water Resources Control Board. Opposition removed due to September 6, 2017 amendments. No Position.</p>	<p>To Governor</p>
<p>Repeals Technical Advisory Group on Oil and Gas Development. SB 465 (Jackson; D-Santa Barbara) Inappropriately repeals a long-standing effective advisory group providing technical advice to the Division of Oil, Gas, and Geothermal Resources on production efficiency and reservoir protection and replaces it with an advisory council of at least 16 members, envisioned to include individuals with no technical expertise in such pertinent functions. Oppose.</p>	<p>Assembly Inactive File 9/11/17</p>
<p>Burdensome Regulations. AB 1646 (Muratsuchi; D-Torrance) Before amendments, required additional burdensome regulations to refineries by mandating they install audible alarm systems as well as an emergency alert system for residents, schools, public facilities, hospitals and residential care homes for an unspecified distance around a petroleum refinery to be determined by the relevant local unified program agency. Opposition removed due to September 1, 2017 amendments. No Position.</p>	<p>To Governor</p>
<p>Provides Flexibility in Retail Hazardous Waste Management. AB 514 (Salas; D-Bakersfield) Provides retailers with waste reduction and recycling options by exempting certain goods (e.g., sunscreen, lip balm, saline solution, and homeopathic remedies) from automatic incineration under the California Medical Waste Management Act. Support.</p>	<p>Senate Environmental Quality 7/5/17; Failed Deadline</p>
<p>Creates Unworkable Hazardous Waste Permitting Process. AB 248 (Reyes; D-Grand Terrace) Before amendments, undermined the iterative permit application process by requiring premature submittal of permit renewal application paperwork and created uncertainty by failing to identify the consequences to the regulated community in the event the Department of Toxic Substances Control fails to take action on the permit renewal application within a specified timeframe, even if the permit applicant acted diligently and in good faith throughout the permit application process. Opposition removed due to May 26, 2017 amendments. No Position.</p>	<p>To Governor</p>

Subject—CalChamber Position	Status
<p>Prematurely Increases Penalties on Hazardous Waste Permit Operators. AB 249 (Gomez; D-Los Angeles) Before amendments, prematurely increased penalties on hazardous waste permit operators by imposing the federal per-day penalty of \$37,500, notwithstanding the fact that comprehensive reform of the Department of Toxic Substances Control permitting, enforcement and fiscal management is under review and consideration. Gutted and amended to a different subject area June 20, 2017. Opposition removed. No Position.</p>	To Governor
<h2 style="color: red;">Government Contracting</h2>	
<p>Targeted Tax on Contractors. AB 43 (Thurmond; D-Richmond) Unfairly targets one category of taxpayers to fund a benefit for all of the state by imposing a tax on contractors for the privilege of doing business with the Department of Corrections and Rehabilitation, and requires the contractor to absorb the cost while maintaining a price of lowest responsible bidder. Oppose/Job Killer.</p>	Held in Assembly Appropriations Suspense File 5/26/17
<p>State Boycott of Border Wall Vendors. SB 30 (Lara; D-Bell Gardens) Unfairly and broadly targets businesses to prohibit them from contracting for goods and services with the state based on principles unrelated to the contractor's ability to perform the service or provide the goods, the quality of the goods or service, and the cost of the contract. Oppose.</p>	Assembly Accountability and Administrative Review 8/31/17
<p>Costly County Contractor Process. AB 1250 (Jones-Sawyer; D-South Los Angeles) Imposes a cost to contractors with county contracts, subjects contractor and subcontractor employees' private information to Public Records Act requests, and seeks to severely limit options for these counties to determine the most appropriate solution to providing efficient and effective public service by establishing significant and costly obstacles for agencies and for vendors contracting for personal services. Oppose.</p>	Senate Rules 9/5/17
<p>Prevailing Wages. AB 1066 (Aguiar-Curry; D-Winters) Before amendments, increased costs for tree removal by imposing prevailing wages, placing upward cost pressure for lumber producers, potentially resulting in a negative impact on competitiveness. Opposition removed due to June 29, 2017 amendments. No Position.</p>	To Governor
<p>Government Transparency. AB 1052 (T. Allen; R-Huntington Beach) Increases government transparency and efficiency in government spending by improving the Financial Information System for California (FISCAL). Support.</p>	Assembly Appropriations 4/26/17; Failed Deadline
<p>Entrepreneur Assistance to State. AB 86 (Calderon; D-Whittier) Creates the opportunity for government operations to improve policies in new and efficient ways from volunteer entrepreneurs, at no cost to the state. Support.</p>	Held in Senate Appropriations Suspense File 7/10/17; Failed Deadline
<h2 style="color: red;">Health</h2>	
<p>Government-Run Health Care. SB 562 (Lara; D-Bell Gardens) Penalizes responsible employers and individuals and results in significant new taxes on all Californians and California businesses by creating a new single-payer government-run, multibillion-dollar health care system financed by an unspecified and undeveloped "revenue plan." Oppose/Job Killer.</p>	Held at Assembly Desk 6/1/17; Failed Deadline
<p>Arbitration Discrimination. SB 538 (Monning; D-Carmel) Unfairly and unlawfully discriminates against arbitration agreements by restricting the formation of antitrust arbitration agreements in hospital contracts, leading to costly litigation over preemption by the Federal Arbitration Act. Oppose/Job Killer.</p>	Assembly Health 6/15/17; Failed Deadline
<p>Increases Health Care Costs. SB 349 (Lara; D-Bell Gardens) Increases health care costs by setting dialysis clinic staffing ratios to the most stringent in the country and mandating transition times between patients leading to patient access issues with no clear evidence of clinical benefit to dialysis patients. Oppose.</p>	Assembly Inactive File 9/12/17
<p>Health Care Coverage Mandate. SB 172 (Portantino; D-La Cañada Flintridge) Increases health care premiums by mandating coverage for fertility preservation services due to infertility caused by necessary medical treatment. Oppose.</p>	Held in Senate Appropriations Suspense File 5/25/17; Failed Deadline

Subject—CalChamber Position	Status
Increases Health Care Premiums. SB 399 (Portantino; D-La Cañada Flintridge) Increases costs and undermines the ability of health care issuers to promote and manage applied behavioral analysis for children with autism by making a number of changes to how the autism services are provided. Oppose.	Senate Health 3/14/17; Failed Deadline
Health Care Mandate. AB 1601 (Bloom; D-Santa Monica) Adds to the problem of rising health care costs by mandating health care issuers to cover hearing aids for enrollees under 18 years of age. Oppose.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Health Care Mandate. AB 1316 (Quirk; D-Hayward) Before amendments, would have driven up health care premiums and costs by mandating health care plans and insurers to cover blood lead poisoning screening for all children, even those not at risk for lead poisoning. Opposition removed due to May 2, 2017 amendments. No Position	To Governor
Limits Access to Care. AB 1380 (Santiago; D-Los Angeles) Before amendments, undermined the ability of respite care providers to provide valuable services and created inconsistent standards by requiring in-home respite service providers through contracts with regional centers to spend at least 85% of regional center funds on direct care expenditures. Opposition removed due to June 29, 2017 amendments. No Position.	Held in Senate Appropriations Suspense File 9/1/17
Health Care Mandate. AB 1110 (Burke; D-Inglewood) Results in overutilization of covered services and increases health care premiums and costs by mandating that all children, regardless of medical necessity, receive a “comprehensive eye exam” upon enrollment into elementary school. Oppose.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Health Care Coverage Mandate. SB 221 (Wiener; D-San Francisco) Increases health care costs by mandating coverage for surgical and drug treatment of HIV-associated lipodystrophy by health plans and insurers. Oppose.	Senate Health 2/16/17; Failed Deadline
Health Care Mandate. AB 1107 (Nazarian; D-Sherman Oaks) Increases health care costs by interfering with the ability of health plans to develop voluntary, evidence-based oncology clinical pathways that treat patients in accordance with current medical evidence and best practices without exposing patients and purchasers to unnecessary costs. Also unfairly singles out pathways developed by health plans even though national associations, providers, hospitals and drug makers also develop such oncology pathways. Oppose.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Prescription Drug Coupons. AB 265 (Wood; D-Healdsburg) Before amendments, raised consumer awareness regarding drug pricing and helped curb rising drug costs by prohibiting drug manufacturers, when a lower-cost therapeutically equivalent or interchangeable drug is available, from offering coupons or discounts to consumers to reduce consumer out-of-pocket insurance expenses, which in the long term increase health care premiums and costs for all health care purchasers, including employers, by driving consumers to higher-cost brand name drugs. Support position removed due to amendments. No Position.	To Governor
Housing and Land Use	
Reduces Rental Housing Supply. AB 1506 (Bloom; D-Santa Monica) Discourages new construction and decreases the rental housing supply by allowing cities and counties to adopt rent control measures without any limitations through the repeal of the Costa-Hawkins Rental Housing Act (a California law that created a statewide formula for local governments to follow if they elect to implement rent control) and expanding rent control to single-family homes and condominiums. Oppose/ Job Killer .	Assembly Housing and Community Development 3/16/17; Failed Deadline
Lowers Vote Requirement for New Tax Increases. ACA 4 (Aguiar-Curry; D-Winters) Adds complexity and uncertainty to the current tax structure and pressure to increase taxes on real property by giving local governments new authority to enact special taxes, including parcel taxes, to fund construction, reconstruction, rehabilitation, or replacement of public infrastructure or affordable housing, or the acquisition or lease of real property for public infrastructure or affordable housing, and lowering the vote threshold to impose such new taxes from two-thirds to 55%. Oppose/ Job Killer .	Assembly Local Government and Assembly Appropriations 4/24/17

Subject—CalChamber Position	Status
Targeted Retail Industry Tax Increase. ACA 11 (Caballero; D-Salinas) Exposes the retail industry to increased taxes by imposing a quarter-cent sales tax increase to fund affordable housing and homeless shelters, without creating greatly needed market rate housing. Oppose/ Job Killer .	Assembly Housing and Community Development 8/22/17
Outlaws Certain Local Land Use Initiatives. AB 890 (Medina; D-Riverside) Eliminates Californians' local initiative power to pursue changes in land use by giving exclusive authority to city councils and county board of supervisors to adopt or amend land use plans, change specified land use or zoning designations, or allow more intensive land uses within existing land use or zoning designations. Oppose.	To Governor
Creates Disincentive to Develop or Own Residential Hotels. AB 423 (Bonta; D-Oakland) Places residential hotels in the City of Oakland in an untenable position by forcing them to stay in business despite a business hardship or inability to meet future code mandates for capital improvements. Oppose.	Assembly Inactive File 9/11/17
Creates Disincentive to Housing Development. AB 915 (Ting; D-San Francisco) Before amendments, increased the cost of housing development by requiring local governments to count the added density bonus units when they calculate the total number of affordable units required for the development, thereby forcing a developer to include an additional number of affordable units in exchange for a density bonus. Opposition removed based on August 21, 2017 amendments. No Position.	Held in Senate Appropriations Suspense File 9/1/17
Promotes Local Agencies' Compliance with Housing Accountability Act. AB 678 (Bocanegra; D-Pacoima) Seeks to ensure that local agencies comply with the provisions of the Act by requiring a local agency to make relevant findings if it denies a project, clarifying provisions of the Act, and imposing added penalties on agencies that violate the Act. Support.	To Governor
Discourages No Growth/Development Ordinances. AB 943 (Santiago; D-Los Angeles) Discourages no growth/development ordinances and promotes new housing construction by requiring that an ordinance to curb, delay, or deter growth or development in certain areas of a city and/or county, and under certain conditions, receive a 55% vote to become effective. Support.	Held in Senate Appropriations Suspense File 9/1/17
Stimulates Additional Housing Production. AB 1515 (Daly; D-Anaheim) Encourages housing project approvals by specifying that a housing development is deemed consistent with local plans and ordinances if there is substantial evidence such that a reasonable person could conclude that the project is consistent. Support.	To Governor
Accountability of Local Agencies for Housing Development Project Decisions. SB 167 (Skinner; D-Berkeley) Promotes accountability for decisions and approval of projects by imposing additional requirements on local agencies when disapproving or conditionally approving a project and imposing penalties for violation of the Act. Support.	To Governor
Unnecessarily Complicates Real Estate Transactions. AB 1059 (Gonzalez Fletcher; D-San Diego) Increases the cost and complications of real estate transactions by prohibiting dual agency real estate agents and firms in commercial real estate. Oppose.	Assembly Judiciary 3/30/17; Failed Deadline
Prevailing Wage on All Development Projects. AB 199 (Chu; D-San Jose) Before amendments, increased housing costs and discouraged development by imposing prevailing wage on all development projects (private and public). Opposition and job killer tag removed due to April 6, 2017 amendments. No Position/ Former Job Killer .	To Governor
Erodes Housing Affordability. AB 1505 (Bloom; D-Santa Monica) Before amendments, increased the cost and reduced the supply of housing by authorizing local governments as condition of development to impose a costly and inflexible price-controlled inclusionary housing requirement and, in doing so, legislatively repealed an established court decision upholding developers' ability to set initial rental rates for new dwelling units. Opposition removed due to May 1, 2017 amendments. Neutral.	To Governor
Expands Prevailing Wage. SB 418 (Hernandez; D-West Covina) Before amendments, increased housing costs and discouraged development by imposing prevailing wage on more projects through defining a public subsidy as <i>de minimis</i> only if it is both less than \$275,000 and less than 2% of the total project cost. Opposition removed due to June 20, 2017 amendments. No Position.	To Governor

Subject—CalChamber Position	Status
Immigration	
<p>Employer Liability. AB 450 (Chiu; D-San Francisco) Before amendments, placed employers in a no-win situation between federal immigration enforcement and state enforcement by punishing employers—rather than providing tools and resources for employees when federal immigration enforcement appears at their workplace regardless of whether a violation of law has been committed by the employer. Opposition removed due to September 8, 2017 amendments. No Position.</p>	To Governor
Industrial Safety and Health	
<p>Access to Employer Records. AB 978 (Limón; D-Goleta) Inappropriately allows organizations unaffiliated with the employer to access an undefined and potentially unlimited scope of employer internal documents and circumvents the rulemaking process now underway to provide for access by employees to their employer’s Injury and Illness Prevention Program (IIPP). Oppose Unless Amended.</p>	To Governor
<p>Increased Cal/OSHA Costs on Employers. SB 772 (Leyva; D-Chino) Blatant attempt to impose excessive costs on employers without transparency and without consideration of alternative methods for Cal/OSHA regulations to meet policy objectives, by exemption from Major Regulation statutory requirements for economic analysis of the most costly regulations. Oppose.</p>	Assembly Floor 9/7/17
<p>Small Business Penalty Relief. AB 442 (Frazier; D-Discovery Bay) Recognizes challenges small businesses face in implementing workplace regulations, and provides relief for employers from Cal/OSHA violations that are nonserious and that the employer remedies. Support.</p>	Assembly Labor and Employment 2/27/17; Failed Deadline
Insurance	
<p>Contains Costs for Business. AB 1679 (Burke; D-Inglewood) Protects business from the rising cost of automobile insurance by providing an alternative and less costly approach to California Department of Insurance method of establishing reasonable repair rates, and clarifies the information provided by the insurance company when an insurable repair is undertaken. Support.</p>	Held in Assembly Appropriations Suspense File 5/17/17; Failed Deadline
Labor and Employment	
<p>Public Shaming of California Employers. AB 1209 (Gonzalez Fletcher; D-San Diego) Imposes new data collection mandate on California employers to collect and report data to the Secretary of State regarding the mean and median salaries of men and women in the same job title and job description, determine which employees perform “substantially similar” work, and then have that report posted on a publicly accessible website, where such employers will receive undue scrutiny and criticism for wage disparity that is not unlawful and justified by a bona fide factor. Oppose/Job Killer.</p>	To Governor
<p>Unfair Scheduling Mandate. AB 5 (Gonzalez Fletcher; D-San Diego) Burdens small and large employers with a scheduling mandate that requires employers to offer additional hours of work to employees before hiring a new employee or contractor and exposes employers to multiple threats of costly litigation for technical violations that do not cause an employee any harm. Oppose/Job Killer.</p>	Assembly Appropriations 4/20/17; Failed Deadline
<p>Imposes New Maternity and Paternity Leave Mandate. SB 63 (Jackson; D-Santa Barbara) Unduly burdens and increases costs of small employers with as few as 20 employees by requiring 12 weeks of protected employee leave for child bonding and exposes them to the threat of costly litigation. Oppose/Job Killer.</p>	To Governor

Subject—CalChamber Position	Status
<p>Significant Expansion of California Family Rights Act. SB 62 (Jackson; D-Santa Barbara) Before amendments, increased costs, risk of litigation and created less conformity with federal law by expanding the family members for whom leave may be taken, which will provide a potential 24-week protected leave of absence for employers to administer. Gutted and amended March 20, 2017 to a different subject area. Job killer and oppose tag removed. No Position/Former Job Killer.</p>	<p>Held in Assembly Appropriations Suspense File 9/1/17</p>
<p>Significant Cost Increase on Employers and Costly Litigation. AB 1565 (Thurmond; D-Richmond) Unnecessarily accelerates the minimum salary threshold for exempt employees, which will significantly increase costs, especially on small employers who currently have a delayed increase under the current minimum wage scheduled increases. Oppose.</p>	<p>Senate Inactive File 9/16/17</p>
<p>Labor Commissioner Enhanced Authority. SB 306 (Hertzberg; D-Van Nuys) Unnecessarily allows the Labor Commissioner or employee to seek injunctive relief before completing an investigation and determining retaliation has occurred, as well as exposes employers to a daily \$100 penalty, capped at \$20,000 for a posting violation. Oppose.</p>	<p>To Governor</p>
<p>Expansion of Liability. AB 1701 (Thurmond; D-Richmond) Unfairly imposes liability onto a direct contractor, as defined, for the wage-and-hour violations of a subcontractor that the direct contractor did not cause. Oppose.</p>	<p>To Governor</p>
<p>Increased Litigation. AB 1008 (McCarty; D-Sacramento) Before amendments, exposed employers to increased litigation under the Fair Employment and Housing Act for utilizing relevant criminal history of an applicant in its employment decisions to maintain safety in its workplace. Opposition removed due to September 8, 2017 amendments. No Position.</p>	<p>To Governor</p>
<p>Pregnancy Discrimination. AB 569 (Gonzalez Fletcher; D-San Diego) Creates a new mandate in the Labor Code, prohibiting employers from taking any adverse employment action against an employee due to the employee's use of various medical options for reproductive health, even though the Fair Employment and Housing Act currently provides these protections to employees, thereby creating inconsistencies and confusion amongst employers with regard to interpretation and enforcement of these competing provisions. Oppose.</p>	<p>To Governor</p>
<p>Mandated Paid Internships. AB 387 (Thurmond; D-Richmond) Increases costs on health professionals by requiring such employers to pay individuals who are completing internships necessary for licensure, registration, or certification minimum wage, which may ultimately limit employers willing to offer such internship opportunities. Oppose.</p>	<p>Assembly Inactive File 6/1/17; Failed Deadline</p>
<p>Exposure to Litigation. AB 168 (Eggman; D-Stockton) Exposes employers to costly litigation for inquiring into an applicant's prior salary or failing to provide a pay scale upon demand, even though the employee has not suffered any harm or wage loss as a result of the violation. Oppose.</p>	<p>To Governor</p>
<p>Labor Code Private Attorneys General (PAGA) Act Reform. AB 281 (Salas; D-Bakersfield) Reduces costs to business by reforming PAGA to allow an employer the right to cure a violation before a financially devastating representative action is filed, and if civil litigation is filed, requires the employee seeking penalties on behalf of others to actually have suffered from the alleged violation. Support.</p>	<p>Assembly Labor and Employment 2/13/17; Failed Deadline</p>
<p>Flexible Workweek. AB 1173 (Harper; R-Huntington Beach) Provides employers with the opportunity to accommodate employees' needs as well as business demands by allowing employees to request a voluntary, flexible workweek agreement that can be repealed by the employee at any time with proper notice. Support.</p>	<p>Assembly Labor and Employment 3/9/17; Failed Deadline</p>
<p>Reliance on Agency Advice. SB 524 (Vidak; R-Hanford) Reduces litigation and encourages compliance with labor laws by allowing employers to rely in good faith on written advice received and published by the Labor Commissioner regarding the interpretation of California's complex labor and employment laws and regulations. Support/Job Creator.</p>	<p>Failed Passage in Senate Labor and Industrial Relations 4/26/17; Failed Deadline</p>
<p>Mandated Gratuity Payments. AB 1099 (Gonzalez Fletcher; D-San Diego) Mandates an entity, as defined, to provide an opportunity for a consumer to tip an individual through the use of credit or debit card, which may create confusion, litigation, and interference with innovation in the marketplace. Oppose.</p>	<p>Senate Labor and Industrial Relations 6/14/17; Failed Deadline</p>

Subject—CalChamber Position	Status
Legal Reform and Protection	
Discrimination Against Arbitration Agreements. SB 33 (Dodd; D-Napa) Unfairly discriminates against arbitration agreements contained in consumer contracts for goods or services with a financial institution, as broadly defined, which is likely preempted by the Federal Arbitration Act and will lead to confusion and unnecessary litigation. Oppose/ Job Killer .	To Governor
Gender Pricing Mandate. AB 1576 (Levine; D-San Rafael) Unfairly exposes companies to costly, frivolous litigation with an automatic \$4,000 in statutory damages for alleged gender pricing discrimination based upon different consumer prices for female versus male products that businesses will be forced to settle to avoid costs or spend significant legal fees demonstrating those differences are based upon objective, nongender-related specific factors. Oppose/ Job Killer .	Assembly Inactive File 6/5/17; Failed Deadline
Unfair Competition Litigation. AB 814 (Bloom; D-Santa Monica) Unnecessarily expands the significant authority to issue pre-litigation subpoenas to city attorneys in cities with more than 750,000, even though the District Attorney and Attorney General have this authority and there is no need to expand it to any further agencies. Oppose.	Senate Inactive File 9/16/17
Increased Litigation. AB 889 (M. Stone; D-Scotts Valley) Unnecessarily prohibits the use of protective orders and confidentiality provisions in settlement agreements to protect private information of litigants from public disclosure when any alleged danger to public health or safety is alleged, which will interfere with settlement of cases, increase the use of judicial resources, and extend litigation. Oppose.	Assembly Inactive File 6/1/17; Failed Deadline
ADA Reform. AB 913 (Gray; D-Merced) Reduces frivolous Americans with Disabilities Act (ADA) litigation by prohibiting a “high-frequency litigant” from filing any new construction-related accessibility claims without first obtaining permission from the court and allowing a defendant the opportunity to obtain a dismissal of the action if it was filed for an improper purpose. Support.	Failed Passage in Assembly Judiciary 3/28/17; Failed Deadline
Reduction of Evidentiary Standards for Elder Abuse. AB 859 (Eggman; D-Stockton) Increases unnecessary litigation for alleged elder abuse by allowing the opportunity for a plaintiff to reduce the evidentiary standard from clear and convincing evidence to preponderance of evidence if evidence is lost or destroyed. Oppose.	To Governor
ADA Reform. AB 1148 (Steinorth; R-Rancho Cucamonga) Aligns statute to the intent of legislation last year by clarifying the definition of “commercial property” regarding notices concerning construction-related accessibility standards and Certified Access Specialist (CASp) inspections that must be included in a lease agreement. Support.	Signed 7/21/17—Chapter 87 (Urgency)
Wage Garnishment. SB 16 (Wieckowski; D-Fremont) Imposes a significant administrative burden on employers and creates potential liability for unlawful withholding of employee wages if the employer miscalculates the amount to withhold by creating a new formula for wage garnishment due to private student loan debt. Oppose.	Failed Passage in Assembly 6/29/17
Electronic Contracts. AB 380 (Dababneh; D-Encino) Reduces waste and streamlines the car purchase/leasing process by allowing consumers to elect to utilize electronic contracts and signatures. Support.	Senate Judiciary 5/10/17; Failed Deadline
Other/Miscellaneous	
Bans Discounts. AB 709 (McCarty; D-Sacramento) Before amendments, caused retailers lost revenues by banning coupons and other discount programs for the sale of tobacco products and imposed additional civil penalties for violations. Opposition removed due to August 31, 2017 gut and amend to a different subject area. No Position.	Senate Rules 9/1/17

Subject—CalChamber Position	Status
Privacy and Technology	
Automatic Renewal and Continuous Services. SB 313 (Hertzberg; D-Van Nuys) Protects the ability of business to offer free gifts or trials while allowing consumers who signed up online to cancel online. Negotiated amendments removed opposition. No Position.	To Governor
Connected Devices. SB 327 (Jackson; D-Santa Barbara) Imposes onerous, duplicative and premature data security and notification mandates on manufacturers and retailers of devices which connect to the internet. Oppose.	Senate Inactive File 6/1/17; Failed Deadline
Internet Service Providers. AB 375 (Chau; D-Monterey Park) Drastically restricts the ability of internet providers to use broad categories of information without providing any new protections for consumers. Oppose.	Senate Inactive File 9/16/17
Unmanned Aircraft Systems (UAS). SB 347 (Jackson; D-Santa Barbara) Creates inconsistencies with federal law and risks stunting UAS growth and its associated economic benefits by restricting operations and navigation of UAS and delegating regulation to the California Department of Transportation. Oppose.	Assembly Privacy and Consumer Protection 6/12/17; Failed Deadline
Licensee Private Information. AB 1513 (Kalra; D-San Jose) Inappropriately makes the contact information for all home healthcare licensees available to labor organizations for the stated purpose of unionizing. Oppose.	To Governor
Electronic Device Privacy. AB 165 (Cooper; D-Elk Grove) Rolls back important protections of the California Electronic Communications Privacy Act (CalECPA) by ending the application of the CalECPA to a local educational agency. Oppose.	Assembly Privacy and Consumer Protection 1/30/17; Failed Deadline
Personal Information Breach Protection. AB 241 (Dababneh; D-Encino) Protects consumers who use government services by requiring government agencies to provide theft prevention and mitigation services to California residents if certain personal information is breached and conforms these requirements with existing private sector data breach requirements. Support.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Identify Theft. AB 1297 (Chau; D-Monterey Park) Appropriately penalizes the criminals who cause the most significant harm by enhancing the punishment for perpetrators of identity theft based on the number of affected victims. Support.	Assembly Public Safety 3/13/17; Failed Deadline
Breach Notification. AB 1359 (Chau; D-Monterey Park) Significantly increases the exposure risk for sensitive information by expanding the entities that receive notification of a breach. Oppose.	Held in Assembly Appropriations Suspense File 5/26/16; Failed Deadline
Rental Car Liability. SB 466 (Bates; R-Laguna Niguel) Protects rental car companies from civil liability when they assist law enforcement in finding missing children by permitting the company to access the GPS information in a vehicle that is subject to an AMBER alert. Support.	Signed 7/31/17—Chapter 163
Rental Car Returns. AB 1185 (O'Donnell; D-Long Beach) Protects the assets of a rental car company by updating the time frame that allows the company to determine in a timely manner the status of a company vehicle when it is past the return date while still protecting the privacy of customers during the rental period. Support.	Senate Judiciary 5/24/17; Failed Deadline
Product Regulation	
Expanded Polystyrene Ban. SB 705 (B. Allen; D-Santa Monica) Increases cost of prepared food, overly burdens the restaurant industry, and threatens loss of jobs by banning food service containers made from expanded polystyrene foam as of January 1, 2020. Oppose/ Job Killer .	Senate Inactive File 6/1/17; Failed Deadline

Subject—CalChamber Position	Status
<p>Burdensome Mandate on Beverage Containers. AB 319 (M. Stone; D-Scotts Valley) Drives up the cost of beverages and imposes impractical technology requirements by requiring that the cap of a single-use plastic beverage container be tethered or affixed to the container. Oppose.</p>	<p>Assembly Natural Resources 2/21/17; Failed Deadline</p>
<p>Sidesteps the Safer Consumer Products Program Process. AB 958 (Ting; D-San Francisco) Politically rather than scientifically identifies certain chemicals used in food packaging as priority products under the Safer Consumer Products program, and directs the Department of Toxic Substances Control (DTSC) to adopt regulations with regard to those chemicals, unless it determines there is insufficient data to conduct and complete the priority product evaluation and regulatory process. If DTSC makes the foregoing determination, it must pursue the data necessary to conduct and complete the evaluation and regulatory process. Oppose Unless Amended.</p>	<p>Senate Appropriations 8/21/17</p>
<p>State-Only Labeling. SB 258 (Lara; D-Bell Gardens) Imposes a state-only labeling requirement on manufacturers of cleaning products that expands ingredient disclosure requirements on-label and online, and requires employers to provide to employees the information disclosed online by manufacturers through certain California occupational safety and health procedures. Concerns.</p>	<p>To Governor</p>
<p>Greater Transparency in Proposition 65 Cases. AB 1583 (Chau; D-Monterey Park) Promotes transparency and fairness by allowing the alleged Proposition 65 violator to obtain the factual basis for the Certificate of Merit through normal civil discovery procedures. Support.</p>	<p>To Governor</p>
<p>Promotes Greater Transparency and a Level Playing Field in Proposition 65 Cases. AB 1621 (T. Allen; R-Huntington Beach) Reduces litigation costs and levels the playing field by requiring private enforcers of Proposition 65 to provide the alleged violator with the factual basis for the Certificate of Merit at the same time the information is provided to the Attorney General, a district attorney, or city attorney or prosecutor; making the basis for the certificate of merit discoverable; and authorizing a court to award reasonable attorney’s fees to a defendant who has prevailed in a final determination of the action. Support.</p>	<p>Assembly Environmental Safety and Toxic Materials 3/30/17</p>
<p>State-Only Labeling. AB 1575 (Kalra; D-San Jose) Before amendments, would have driven up the cost to businesses using professional cosmetic products by requiring state-only ingredient disclosure on the labels of such products, which failed to protect confidential business information, exacerbated the “overwarning” problem, and undermined existing worker protection laws. Opposition removed due to June 21, 2017 amendments. Neutral.</p>	<p>Held in Senate Appropriations Suspense File 9/1/17</p>
<h2 style="color: red;">Public Employees’ Retirement System</h2>	
<p>Divestiture. AB 946 (Ting; D-San Francisco) Unfairly targets businesses in which to divest from state retirement funds on principles unrelated to fiduciary responsibility to the retirees. Oppose.</p>	<p>Assembly Public Employees, Retirement and Social Security 3/27/17; Failed Deadline</p>
<p>Investment Report. AB 20 (Kalra; D-San Jose) Broadly targets businesses and inappropriately discourages certain investments by requiring the boards of the California Public Employees’ Retirement System (CalPERS) and the California State Teachers’ Retirement System (CalSTRS) to develop a report on companies associated with the Dakota Access Pipeline. Oppose.</p>	<p>To Governor</p>
<h2 style="color: red;">Recycling</h2>	
<p>New Recycling Bureaucracy for Food Service Plastic Packaging. AB 1659 (Low; D-Campbell) Increases plastic packaging manufacturers’ costs by establishing a new bureaucracy requiring producers of food service packaging to form one or more food service plastic packaging stewardship organizations for plastics resins 1-7, and submit a plastic packaging stewardship plan for each plastic resin distributed, sold, or used in the state. Oppose.</p>	<p>Assembly Natural Resources 4/3/17; Failed Deadline</p>

Subject—CalChamber Position	Status
<p>New Recycling Organization for Beverage Containers. SB 168 (Wieckowski; D-Fremont) Increases beverage container manufacturers’ costs and creates uncertainty by establishing a new organization requiring them to develop and submit a plan and budget for recycling of beverage containers similar to that of the Used Mattress Recovery and Recycling Act, including the establishment of a stewardship fee to fund the costs of implementing the program. Oppose.</p>	<p>Senate Inactive File 6/1/17; Failed Deadline</p>
<p>Regulatory Reform</p>	
<p>Small Business Penalty Relief. AB 912 (Obernolte; R-Big Bear Lake) Recognizes the challenges small businesses face in implementing complex state rules by allowing adjustment of civil penalties based upon specific mitigating factors. Support/Job Creator.</p>	<p>Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline</p>
<p>Regulatory Reform. AB 12 (Cooley; D-Rancho Cordova) Promotes greater accountability, improved efficiency and modernization of regulations by requiring agencies to review and update their regulations. Support.</p>	<p>Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline</p>
<p>Regulatory Reform. AB 77 (Fong; R-Bakersfield) Strengthens the accountability, transparency and oversight of the state’s regulatory process by the Legislature, which paves the way to effective and least burdensome regulations. Support.</p>	<p>Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline</p>
<p>Business Penalty Relief. AB 1005 (Calderon; D-Whittier) Recognizes challenges businesses face in implementing myriad business regulations by allowing a business to fix the violation before an administrative penalty is imposed. Support.</p>	<p>Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline</p>
<p>Regulatory Review. SB 555 (Morrell; R-Rancho Cucamonga) Brings accountability and transparency to regulations that California businesses must comply with, to open opportunities that could improve the regulatory climate for business through regulatory review. Support.</p>	<p>Failed Passage in Senate Governmental Organization 3/28/17; Reconsideration Granted; Failed Deadline</p>
<p>Small Business. AB 657 (Cunningham; R-Templeton) Helps small business navigate state regulations by increasing ability to contact small business liaisons in each agency. Support.</p>	<p>Signed 7/21/17—Chapter 81</p>
<p>Taxation</p>	
<p>Targeted Tax on High Earners. AB 1356 (Eggman; D-Stockton) Unfairly increases the personal income tax rate to 14.3%, the highest in the country, on one category of taxpayers (including sole proprietors), who already pay over half of the income tax revenue to the general fund, forcing them to mitigate costs through means including reducing workforce, in order to fund higher education that will benefit all of California. Oppose/Job Killer.</p>	<p>Assembly Higher Education 3/30/17</p>
<p>Targeted Tax on Sweetened Beverages. AB 1003 (Bloom; D-Santa Monica) Unfairly imposes a targeted excise tax on distributors of sweetened beverages to fund health-related programs for all, which will force distributors to reduce costs through higher prices to consumers or limiting their workforce. Oppose/Job Killer.</p>	<p>Assembly Rules 4/26/17</p>
<p>Targeted Tax on Opioids. AB 1512 (McCarty; D-Sacramento) Unfairly imposes an excise tax on opioid distributors in California, which will increase their costs and force them to adopt measures that include reducing workforce and increasing drug prices for ill patients who need these medications the most, in order to fund drug prevention and rehabilitation programs that will benefit all of California. Oppose/Job Killer.</p>	<p>Assembly Revenue and Taxation 4/19/17</p>

Subject—CalChamber Position	Status
<p>Multiple Tax Increases on California Employers. SB 567 (Lara; D-Bell Gardens) Proposes multiple tax increases on California employers, including requiring payment of capital gains on the inheritance of a family business as well as eliminating a deduction for corporations with regard to CEO compensation, when California already has the highest personal income tax and sales tax rates in the country, as well as one of the highest corporate tax rates, which will discourage job growth in California. Oppose/Job Killer.</p>	<p>Senate Inactive File 6/1/17</p>
<p>Targeted Tax on Alcohol. AB 479 (Gonzalez Fletcher; D-San Diego) Unfairly imposes an additional targeted excise tax on manufacturers, importers, and wholesalers of distilled spirits and a floor tax, that will increase their costs and force them to reduce in other areas, including labor. Oppose/Job Killer.</p>	<p>Failed Passage in Assembly Revenue and Taxation 5/8/17; Reconsideration Granted</p>
<p>Estate Tax. SB 726 (Wiener; D-San Francisco) Creates the opportunity to impose a state estate tax that will significantly harm family-owned or closely held businesses that are transferred upon death, and will add another layer of taxes on Californians. Oppose.</p>	<p>Senate Governance and Finance 3/29/17</p>
<p>Expansion of Manufacturing Sales Tax Exemption. AB 600 (Cooper; D-Elk Grove) Expands the existing manufacturing sales tax exemption to allow more businesses and manufacturing equipment to qualify, which will incentivize manufacturers to stay in California and grow their manufacturing presence here. Support.</p>	<p>Held in Assembly Appropriations Suspense File 5/26/17</p>
<p>Elimination of Deduction for Punitive Damages. SB 66 (Wieckowski; D-Fremont) Increases California employers' tax exposure and leverages such employers into costly settlements by eliminating the existing deduction for punitive damages, which would also create a lack of conformity with federal law. Oppose.</p>	<p>Assembly Revenue and Taxation 6/12/17</p>
<p>Manufacturing and Research Tax Credit. SB 600 (Galgiani; D-Stockton) Enhances the existing manufacturing and research-and-development incentive program to draw to the state high-paying jobs from across multiple industry segments and to fuel our economic expansion by extending the sunset date for the credit, expanding who qualifies and expanding the useful life definition. Support.</p>	<p>Held in Senate Appropriations Suspense File 5/25/17</p>
<p>Taxpayer Refund. AB 433 (Bocanegra; D-Pacoima) Eases the refund process for taxpayers by allowing a business or person the ability to assign the right to claim a refund for any sales tax in excess of \$50,000, to the taxpayer. Support.</p>	<p>Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline</p>
<p>Property Tax Assessment. AB 652 (Flora; R-Ripon) Eliminates confusion by clarifying that property is not provided a base year value for purposes of assessment until construction is complete. Support.</p>	<p>Signed 7/21/17—Chapter 80 (Tax Levy)</p>
<p>Offers in Compromise. AB 525 (Aguiar-Curry; D-Winters) Provides an avenue for taxpayers to resolve certain tax liabilities by extending the sunset date to allow the Board of Equalization to continue to enter into offers to compromise on tax liability. Support.</p>	<p>To Governor</p>
<p>Notice of Parcel Tax. AB 448 (Daly; D-Anaheim) Provides timely notice by requiring any local agency within 30 days of the approval of a new parcel tax to provide notice of the parcel tax to any property owner that does not reside within the jurisdiction of the agency. Support.</p>	<p>Senate Governance and Finance 6/8/17</p>
<p>Reduction of Penalties. AB 449 (Calderon; D-Whittier) Relieves taxpayers of financial penalties who mistakenly fail and who have paid all their taxes in full to obtain a reduction of the penalty for failure to furnish information to the Franchise Tax Board from 25% to 15%. Support.</p>	<p>Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline</p>
<p>Minimum Franchise Tax Payments. AB 1085 (Calderon; D-Whittier) Provides flexibility to business by providing options for a business to pay the minimum franchise tax: by the 4th month of the year, in three equal installments over the year, or two equal installments. Support.</p>	<p>Senate Governance and Finance 6/14/17</p>
<p>Relief from Penalties. SB 11 (Gaines; R-El Dorado Hills) Protects against inappropriate assessment of penalties for a late tax payment for sales-and-use tax to the Board of Equalization (BOE) when the failure to make a payment was due to the BOE's website. Support.</p>	<p>To Governor</p>

Subject—CalChamber Position	Status
Tax Administration. AB 1171 (Obernolte; R-Big Bear Lake) Alleviates the burden on the accelerated filing deadline for 2016 taxes by providing relief from penalties for partnership filings that are filed by October 2017. Support.	Senate Governance and Finance 6/8/17
Tax Credits. AB 1347 (Ridley-Thomas; D-Los Angeles) Limits the effectiveness of a tax credit by requiring any taxpayer to provide the tax credit to satisfy “supplier diversity goals,” defined as procurement of supplies from minority-owned business entities, and reduces the amount of a credit based upon the taxpayer’s satisfaction of the diversity goals, as well as subjects the taxpayer to penalties. Oppose Unless Amended.	Assembly Revenue and Taxation 3/13/17
Relief from Penalties. SB 375 (Bradford; D-Gardena) Relieves a taxpayer from any penalty for failure to file a timely tax return or provide information to the Franchise Tax Board if the taxpayer was not previously required to file a tax return or has not been assessed any penalties in the prior four tax years. Support.	Held in Senate Appropriations Suspense File 5/25/17; Failed Deadline
Notice to Taxpayers. SB 348 (Leyva; D-Chino) Educates taxpayers by requiring an election official to include in each county voter information guide information regarding the process for initiating a validation action challenging a levy or special tax. Support.	Assembly Local Government 6/14/17
<h2 style="color: red;">Telecommunications</h2>	
5G Wireless Rollout. SB 649 (Hueso; D-San Diego) Maintains California’s leading edge of new technology by providing more uniform permit cost and procedure for 5G small cell installation in public rights of way. Support.	To Governor
<h2 style="color: red;">Tourism</h2>	
Tourism Stimulus. SB 187 (Berryhill; R-Twain Harte) Helps reverse California’s unprecedented decline in recreational fishing participation, which will increase jobs and tourism in the areas that depend on sport fishing, by changing the way fishing licenses are issued. Support.	Held in Assembly Appropriations Suspense File 9/1/17
Tourism Stimulus. AB 478 (Waldron; R-Escondido) Helps reverse California’s unprecedented decline in recreational fishing participation, which will increase jobs and tourism in the areas that depend on sport fishing, by changing the way fishing licenses are issued. Support.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Tourism Stimulus. AB 986 (Gallagher; R-Yuba City) Helps reverse California’s unprecedented decline in recreational fishing participation, which will increase jobs and tourism in the areas that depend on sport fishing, by reducing fishing license fees for veterans. Support.	Assembly Appropriations Suspense File 4/26/17; Failed Deadline
U.S.-China Tourism Year. ACR 50 (Chu; D-San Jose) Encourages continued travel between China and the United States that is expected to result in \$5 billion to the California economy from Chinese visitors. Support.	To Enrollment
<h2 style="color: red;">Transportation and Infrastructure</h2>	
Transportation Funding Package. SB 1 (Beall; D-San Jose) Improves California’s transportation system by providing long-term revenues to fix roads, freeways and bridges across California and put more dollars toward transit and safety. Support.	Signed 4/28/17—Chapter 5 (Urgency)
Lowers Vote Requirement for Tax Increases. SCA 6 (Wiener; D-San Francisco) Adds complexity and uncertainty to the current tax structure and pressure to increase taxes on commercial, industrial and residential property owners by giving local governments new authority to enact special taxes, including parcel taxes, by lowering the vote threshold from two-thirds to 55%. Oppose/ Job Killer.	Held in Senate Appropriations Suspense File 5/25/17

Subject—CalChamber Position	Status
Streamlines Licensing. SB 182 (Bradford; D-Gardena) Eases burdens on transportation network companies by allowing drivers to obtain a single business license to operate in the state. Support.	To Governor
Streamlines Regulations. SB 145 (Hill; D-San Mateo) Streamlines regulations for autonomous vehicles by eliminating the additional burdensome step of the Department of Motor Vehicles requirement to notify the Legislature upon receipt of an application seeking approval to operate an autonomous vehicle. Support.	To Governor
Provides Clarity. AB 1222 (Quirk; D-Hayward) Provides clarity for businesses who use two-way wireless communications devices that are essential to performing job duties by updating the definition of “electronic wireless communication device.” Support.	To Governor
Stifles Innovation. SB 802 (Skinner; D-Berkeley) Before amendments, would have stifled innovation of autonomous vehicles by prohibiting Level 4 and 5 autonomous vehicles from testing in California unless they are battery electric vehicles or hydrogen fuel cell vehicles. Now creates a task force to review policies as they relate to new types of motor vehicles. Opposition removed due to April 20, 2017 amendments. Neutral.	Held in Assembly Appropriations Suspense File 9/1/17
<h2 style="color: red;">Water Supply and Quality</h2>	
Conservation. AB 1654 (Rubio; D-Baldwin Park) Ensures that business has a seat at the table with state water authorities in developing water use efficiency and long-term conservation regulations that will affect competitiveness. Support was contingent on the passage of companion bill, AB 968 (Rubio), which was held in Assembly Appropriations so CalChamber now has no position. Amendments stripped bill to intent language. Expected to be part of water conservation package. No Position.	Senate Rules 7/17/17
Water Conservation. AB 1668 (Friedman; D-Glendale) Before amendments, potentially damaged the viability of commercial, industrial and institutional businesses by imposing a one-size-fits-all water management plan without regard to local conditions. Opposition removed due to August 29, 2017 amendments. Neutral	Senate Rules 9/15/17
Water Conservation. SB 606 (Skinner; D-Berkeley) Before amendments, potentially damaged the viability of commercial, industrial and institutional businesses by imposing a one-size-fits-all water management plan without regard to local conditions. Opposition removed due to August 29, 2017 amendments. Neutral.	Assembly Floor 9/13/17
Water Use. AB 968 (Rubio; D-Baldwin Park) Ensures that business has a seat at the table with state water authorities in developing water use efficiency and long-term conservation regulations that will affect their competitiveness. Companion bill to AB 1654 (Rubio). Support.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Expanded State Authority. AB 1667 (Friedman; D-Glendale) Jeopardizes business operations by granting extensive new authority to the State Water Board and the Department of Water Resources to impose new water use mandates on water districts. Oppose.	Senate Natural Resources and Water 7/11/17; Failed Deadline
Expanded State Authority. AB 1669 (Friedman; D-Glendale) Increases the cost of doing business in the state through new mandatory indoor and outdoor water use reductions without consulting the business community on the viability of such requirements. Companion bill to AB 1668 (Friedman). Oppose.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Delta Conveyance. AB 791 (Frazier; D-Discovery Bay) Delays design, permitting and construction of twin tunnels and adds years to the completion of water conveyance throughout the state by adding additional data requirements that provide no added benefits to the public process or environment. Oppose.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Delta Conveyance. AB 792 (Frazier; D-Discovery Bay) Places additional roadblocks to the construction of much-needed water conveyance by imposing another permit requirement from an additional agency. Oppose.	Assembly Water, Parks and Wildlife 3/20/17; Failed Deadline

Subject—CalChamber Position	Status
Delta. AB 793 (Frazier; D-Discovery Bay) Potentially imposes Delta maintenance and repair obligations on water ratepayers without commensurate benefits. Oppose.	Assembly Water, Parks and Wildlife 3/2/17; Failed Deadline
Water Tax. SB 623 (Monning; D-Carmel) Unfairly imposes a discriminatory tax on businesses to fund projects for which they receive no benefit. Oppose.	Assembly Rules 9/1/17
Land Use. SB 252 (Dodd; D-Napa) Before amendments, curtailed landowners' use of private property by imposing more restrictions on well permits. Opposition removed due to July 17, 2017 amendments. Neutral.	To Governor
Water Conveyance. AB 1000 (Friedman; D-Glendale) Prohibits new water projects in a specific part of the state by adding more unnecessary and unreasonable permit requirements for water conveyance. Oppose.	Held in Senate Appropriations Suspense File 9/1/17
Certification Programs. AB 1529 (Thurmond; D-Richmond) Unfairly gives preference to union-based certification programs over those provided by other vendors who meet regulations developed by the State Water Resources Control Board or California Building Standards Commission. Oppose.	Senate Inactive File 9/15/17
Water Rights. AB 313 (Gray; D-Merced) Provides a fair dispute resolution process for water rights complaints by removing the authority from the State Water Board to the Office of Administrative Hearings. Currently, the State Board is the permitting agency as well as the appellate body. Support.	To Governor
Water Efficiency. SB 564 (McGuire; D-Healdsburg) Reduces water use by providing a funding mechanism for property owners to purchase water efficient equipment and drought tolerant landscaping. Support.	To Governor
Goals. AB 554 (Cunningham; R-Templeton) Creates an incentive to continue to pursue desalination projects as a viable means to create additional water supply by establishing a desalination goal. Support.	Held in Assembly Appropriations Suspense File 5/26/17; Failed Deadline
Workers' Compensation	
Terrorism/Workplace Violence. AB 44 (Reyes; D-Grand Terrace) Before amendments, exempted from utilization review medical treatment for employees or first responders who are injured as a result of an action of terrorism or violence in the workplace. Opposition removed due to April 20, 2017 amendments. Neutral.	To Governor
Apportionment to Pre-existing Disability. AB 570 (Gonzalez Fletcher; D-San Diego) Violates the fundamental agreement between worker and employers by requiring employers to compensate injured workers for disability that has not, with medical certainty, resulted from a workplace injury. Oppose.	To Governor
Aggregate Disability Payments. AB 1295 (Chu; D-San Jose) Complicates the claims-handling process and creates a disincentive to apply medical standards by prohibiting an overturned denial of treatment or temporary disability paid from being included in the calculation of the aggregate disability payment. Oppose.	Assembly Insurance 3/13/17; Failed Deadline

CalChamber Membership Includes Access to Local Ordinances Section on *HRCalifornia*

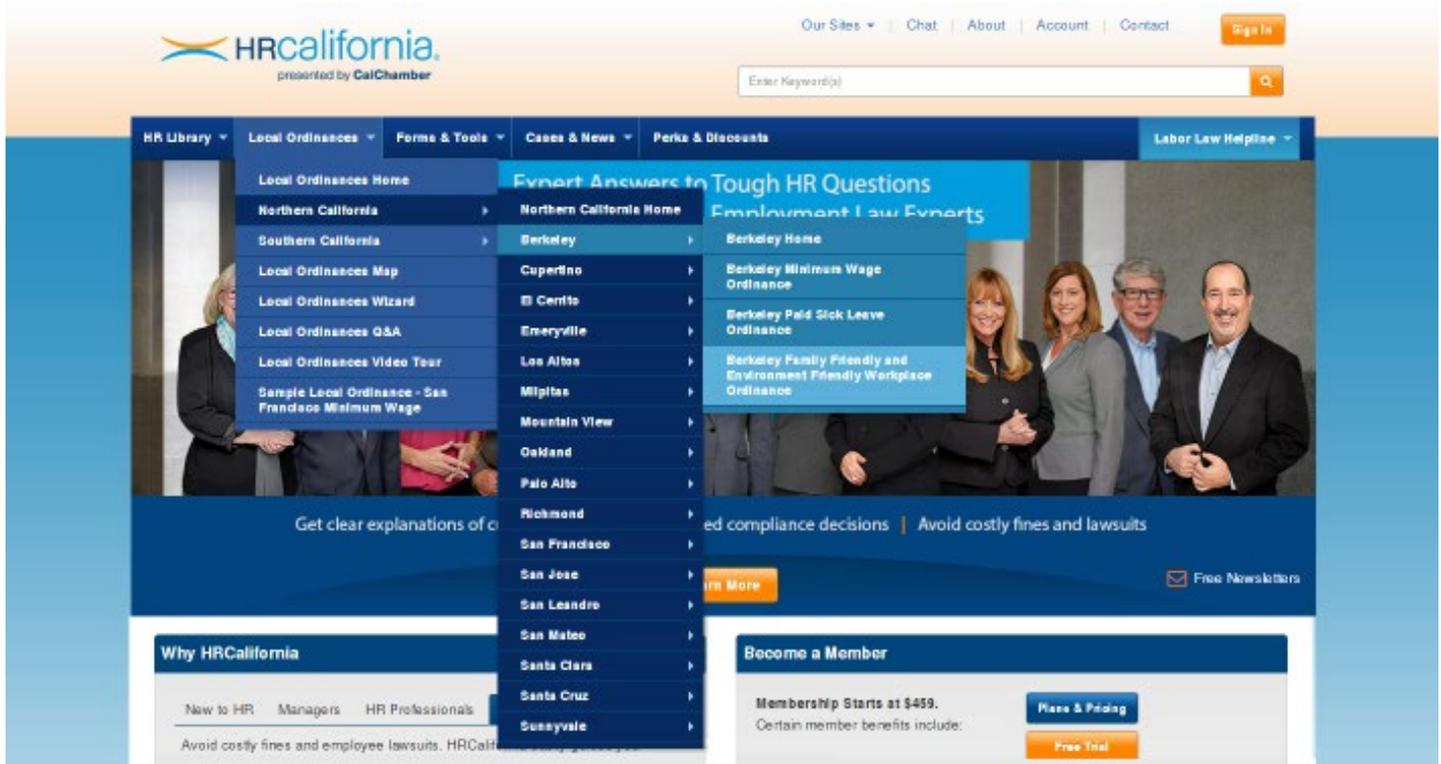
Cities and counties in California continue to pass local ordinances affecting businesses. The California Chamber of Commerce has designed a section on *HRCalifornia.com* to help CalChamber members navigate identified labor-related local ordinances, such as minimum wage and paid sick leave ordinances.

Updates on new requirements or reminders of upcoming deadlines are presented in the *HRWatchdog* blog.

For example, this fall, employers in the City of Berkeley will have a new local ordinance and a minimum wage hike. On October 1, 2017, Berkeley's Paid Sick Leave (PSL) ordinance goes into effect and its minimum wage rises to \$13.75 per hour. The City also has issued an updated required employment poster, which includes information on the minimum wage, PSL and Berkeley's Family Friendly and Environment Friendly Workplace.

See the latest *HRWatchdog* blog post for more information.

Localities may have ordinances that affect businesses, including industry-specific ordinances, that are not covered on *HRCalifornia*. Check with your local city and county governments as to whether any local ordinances might apply to your business.



CalChamber-Sponsored Seminars/Trade Shows

From Page 2

- 28, San Rafael and San Jose. Export Compliance Training Program. Orange County Center for International Trade Development (CITD). September 29, Santa Ana. (714) 564-5415.
- Import Compliance Training Program. Orange County CITD. October 13, Santa Ana. (714) 564-5415.
- Sustainable Building and Construction Trade Mission to Mexico. U.S.

- Department of Commerce International Trade Administration. October 16–20, Mexico City and Guadalajara, Mexico. (210) 472-4020.
- U.S. Trade Mission to Azerbaijan. U.S.-Azerbaijan Chamber. October 16–20, Azerbaijan and Georgia. (202) 333-8702.
- California-Germany Bilateral Energy Conference 2017. California Energy Commission. October 19–20, Sacramento.

**Quick Answers
to Tough
HR Questions**



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Don't Miss One Informative Day in L.A.

Handling HR in California is a big job, even for the most experienced HR professionals.

That's why we've assembled an exceptional line-up of top California experts and key insiders for our HR Symposium on October 26—including **California's assistant labor commissioner Eric Rood** and CalChamber's senior policy advocate on labor and employment Jennifer Barrera.

The symposium agenda offers plenty of opportunities to engage and delves into hot compliance issues.

The cost of admission is \$499 (\$399.20 for Preferred and Executive members) and includes five one-hour sessions, a litigation roundtable, breakfast, lunch, HR networking/cocktail reception, and parking. Eight hours of HRCI and SHRM credits are awarded as well.

REGISTER at calchamber.com/hrsym

 CalChamber®

HR symposium

HOT TOPICS | TOP EXPERTS
NETWORKING

Thursday,
October 26, 2017

Westin Bonaventure Hotel and Suites
Downtown Los Angeles

Five HR Sessions and Litigation
Roundtable: 8:30 a.m.–4 p.m.

HR Networking/Cocktail Reception:
4 p.m.–6 p.m.