

ALERT

Major Issues Still Pending at Legislative Summer Break



When legislators began their summer recess last week, the ultimate outcome on many priority business issues remained uncertain.

Strong opposition from the California

Chamber of Commerce and allied groups stopped, stalled or amended 26 of the 31 job killer bills identified this year.

But the five remaining job killers have the potential to significantly harm the state's economic growth and job creation if they become law in their current form. The remaining job killers include two identical bills proposing unprecedented product regulation; an anti-arbitration bill similar to one vetoed last year; a bill that would require employers to pay unemployment for striking employees; and a bill threatening water supply reliability for millions of Californians.

Still a work in progress was the CalChamber-led effort to preserve flexibility for thousands of workers in the wake of the California Supreme Court decision (*Dynamex Operations West v. Superior Court*) upending the criteria for determining who is an independent contractor.

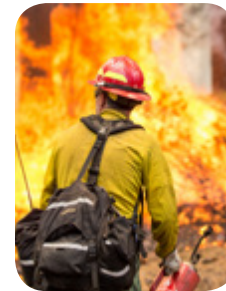
The CalChamber Privacy Coalition's hard work to secure legislative fixes to the California Consumer Privacy Act continues to offer hope that several of the needed amendments will pass when legislators return in August.

Also alive were one job creator bill encouraging technological innovation in fuels to help meet the state's climate change goals and another to provide license relief for victims of disasters.

Status Update

For more information on the many bills the CalChamber is tracking on behalf of members and the business community, see the Status Update Report on Pages 7–27 of this *Alert*.

Governor Signs Wildfire Safety and Accountability Legislation



With 2018 standing as the deadliest and most destructive wildfire season on record in California, wildfire safety and accountability legislation passed both houses of the Legislature on

bipartisan votes and was signed into law last week.

On Friday, July 12, Governor Gavin Newsom signed **AB 1054 (Holden; D-Pasadena)**, taking a stand to avoid further credit issues with the state's utilities and help protect California from future wildfires.

The bill was co-authored by Assemblywoman Autumn Burke (D-Inglewood), Senator Bill Dodd (D-Napa), Senate Majority Leader Bob Hertzberg (D-Van Nuys), and Assemblyman Chad Mayes (R-Yucca Valley).

The new bill on wildfire safety establishes a Wildfire Fund of at least \$21 billion to pay victims of utility-related wildfires. Resources supplying the fund will come from utility customers who will continue to pay an existing assessment on their electric bills, the three major utilities—Pacific Gas & Electric

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Harassment Has **NO PLACE** In **OUR WORKPLACE**

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Labor Law Corner

Driver License with Limiting Note OK to Establish Identity



Sunny Lee
HR Adviser

A new employee gave me a current California driver license. On the front of the license there is a notation "FEDERAL LIMITS APPLY." Can I accept this driver license as an identity document for purposes of the Form I-9?

Yes. A driver license with the "Federal Limits Apply" notation indicates that the license does not meet federal standards for

the issuance and production of a compliant card under the REAL ID Act, but it does not prohibit the document from being used to establish identity for I-9 purposes.

The REAL ID Act of 2005 is a federal law pertaining to national security, which, among other things, requires that all states comply with federal standards in issuing driver licenses or identity cards and that those standards be in place by October 2020.

What this notation means is that an individual will not be able to use a noncompliant REAL ID driver license or identity card to fly within the United States or enter secure federal buildings and military bases that require identification after October 20, 2020.

The California Department of Motor Vehicles (DMV) is in compliance with this law and now issues two types of driver licenses or identity cards—one that complies with the REAL ID Act and one that does not. Either license is an acceptable identity document for purposes of I-9 requirements.

Federal Explanation

The U.S. Citizenship and Immigration Services, the federal agency that oversees lawful immigration and issues the Form I-9, posted a question and answer addressing this issue:

Is a state-issued driver's license with the notation "FEDERAL LIMITS APPLY," "NOT ACCEPTABLE FOR OFFICIAL FEDERAL PURPOSES," or other similar notation on the front or back of the license an acceptable List B document?

Yes. The notation "FEDERAL LIMITS APPLY," "NOT ACCEPTABLE FOR OFFICIAL FEDERAL PURPOSES" or a similar notation on the front or back of a state-issued driver's license indicates it does not meet the standards for the issuance and production of a compliant card under the REAL ID Act.

A driver's license with this type of notation is, however, an acceptable List B document if it contains a photograph or identifying information such as name,

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CalChamber-Sponsored Seminars/Trade Shows

More at www.calchamber.com/events.

Labor Law

Leaves of Absence: Making Sense of It All. CalChamber. August 16, Oakland. (800) 331-8877.

HR Boot Camp. CalChamber. August 22, Pasadena - Sold Out; September 12, Sacramento. (800) 331-8877.

Add Local Ordinances to Your Compliance Radar. CalChamber. September 19, Webinar. (800) 331-8877.

HR Symposium. CalChamber. November 8, Huntington Beach. (800) 331-8877.

Business Resources

Business H2O Water Innovation Summit. U.S. Chamber of Commerce and Salt Lake Chamber of Commerce. September 12, Snowbird, Utah. (801) 364-3631.

14th Annual Prop. 65 Conference. Prop 65 Clearinghouse. September 23, San Francisco. (415) 391-9808.

International Trade

Exporting Mechanics Webinar Series II: Best Practices for Export Compliance. National Customs Brokers & Forwarders Association of America, Inc.

and U.S. Department of Commerce. August 13, Webinar. (202) 466-0222.

Exporting Mechanics Webinar Series II: Dealing with Suppliers, Partners and Buyers. National Customs Brokers & Forwarders Association of America, Inc. and U.S. Department of Commerce. September 17, Webinar. (202) 466-0222.

Think Asia, Think Hong Kong. Hong Kong Trade Development Council. September 20, Los Angeles. (213) 622-3194.

Discover Global Markets: Powering and Building The Middle East and Africa. U.S. Department of Commerce and the Houston District Export Council. September 30–October 2, Houston, Texas. (281) 228-5652.

Exporting Mechanics Webinar Series II:
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The Workplace

Podcasts Review Services Sales Tax, Tips for Managing Dress Codes in Summer



The Workplace podcast presented by the California Chamber of Commerce provides expert and entertaining

commentary on issues critical to California employers and employees.

The 20 episodes posted since the first podcast aired in March have covered topics ranging from preventing sexual harassment in the workplace to independent contractors, 2020 presidential politics and privacy.

Recent podcasts have examined a proposal to institute a tax on services, and summertime work wear.

To listen or subscribe to the podcasts, visit www.calchamber.com/theworkplace.

The Workplace

Renewed Talk of Sales Tax on Services Raises Concerns for Business

Governor Gavin Newsom signed the state budget with a \$21 billion surplus, but expressed his support for a new sales tax on services in California. Although details are sparse, any new tax on services would affect not just businesses, but consumers, who already pay a sales tax.

In Episode 19 of The Workplace podcast, CalChamber President and CEO Allan Zarembeg is joined by Loren Kaye, president of the California Foundation for Commerce and Education, to discuss the proposed sales tax on services and the changes it would bring to California's budget and economy.

What a Sales Tax on Services Would Look Like

The sales tax on services, as envisioned by its proponent, Senator Bob Hertzberg (D-Van Nuys), is aimed at businesses in California, but that doesn't mean it won't also affect consumers.

"The latest proposal... is to charge a services tax just on business-to-business services, but don't think that that doesn't mean that consumers won't pay," Kaye tells Zarembeg. "Consumers will pay because to the extent businesses pay higher sales taxes on services, they'll pass it on to consumers."

Furthermore, if consumers purchase anything that requires multiple services, they will pay even more as these taxes add up.

"We've estimated, in fact, that the sales tax on services at just a 5 percent level... would increase the [price of an] average house in California by \$16,000," says Kaye.

In some cities in California where local add-on taxes supplement the state rate, the tax would raise even more money. Currently, the sales tax in Los Angeles is 9.5%, meaning if the proposed sales tax on services were to pass, the tax in Los

Angeles County would go up greatly.

If the sales tax on services passed, small businesses would be hit hardest. Large corporations will have the resources and ability to bring services work in-house; however, smaller companies may have no choice but to continue hiring help from the outside.

Why the Tax Is Being Proposed

With such a large budget surplus, many Californians are wondering why more taxes are being proposed. The sales tax on services has been proposed to help mitigate budget volatility, which in actuality is a consequence of the state's high income tax.

California has the highest income tax rate in the nation. The state's multibillion-dollar budget surplus is due to the high income tax rates, mostly attributable to the earnings of the top 1% of the

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CalChamber-Sponsored Seminars/Trade Shows

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Advanced Letters of Credit. National Customs Brokers & Forwarders Association of America, Inc. and U.S. Department of Commerce. October 8, Webinar. (202) 466-0222.
Annual Pan African Global Trade and Investment Conference. Africa-USA Chamber of Commerce. October 16-17, Sacramento. (626) 243-3614.
Trade Expo Indonesia. Indonesian Minis-

try of Trade. October 16-20, Banten, Indonesia.
U.S.-U.A.E. Business Council Trade Mission to the U.A.E. U.S.-U.A.E. Business Council. October 21-23, United Arab Emirates.
Hong Kong International Wine and Spirits Fair 2019. Hong Kong Trade Development Council. November 7-9, Hong Kong.

CalChamber Calendar

Environmental Policy Committee:

September 5, La Jolla

Water Committee:

September 5, La Jolla

Board of Directors:

September 5-6, La Jolla

International Trade Breakfast:

September 6, La Jolla

Public Affairs Conference:

October 15-16, Newport Beach

Registration Opens for CalChamber Fall Public Affairs Conference



The California Chamber of Commerce has begun accepting registrations for the Public Affairs Conference this fall.

The conference is set for October 15–16 at the Fashion Island Hotel, Newport Beach.

The three legislative panels will cover a broad range of issues:

- 2019/2020 Legislative Review and Preview on Tuesday, October 15: a bipartisan panel of legislators will discuss what happened in the first year of the

session and what remains for the second year of the session.

The agenda for Wednesday, October 16 will feature two legislative panels:

- The morning session is “A Taxing Conversation—Legislative and Ballot Measures.”

- The afternoon session examines the “California Consumer Privacy Act—The Process and the Work in Progress.”

The agenda also includes a look at the CalChamber’s annual survey of

California voter attitudes, a preview of the 2020 election, a panel discussion with media representatives, and a review of Governor Gavin Newsom’s first year and future priorities.

Conference registration includes dinner at Cucina Enoteca on Tuesday evening, the breakfast burrito buffet on Wednesday morning, and the reception on Wednesday evening at the Fashion Island Hotel.

Southern California Edison is the major sponsor of the conference.



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To register for the conference, or for more information, visit www.calchamber.com/publicaffairs.

Governor Signs Wildfire Safety and Accountability Legislation

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Company, Southern California Edison Company, and San Diego Gas & Electric Company—and regional utilities.

AB 1054 also requires the shareholders, not ratepayers, of California’s three big utilities to pay the first \$5 billion in safety improvements to prevent the outbreak of wildfires.

The bill dictates that PG&E, which is currently in bankruptcy, timely emerge with a bankruptcy plan that ensures settlement amounts will be paid to past fire victims, sets aside funds to contribute to the wildfire fund, retains compliance with the state’s clean energy goals, and is ratepayer neutral.

The Wildfire Fund is intended to provide financial stability to the state’s energy providers, which are facing credit rating issues; a downgrade could ultimately mean higher costs for California ratepayers. It does so by providing a means to more quickly compensate victims of utility-related wildfires.

Utilities will have access to the Wildfire Fund based on safety certifications from the California Public Utilities Commission, wildfire mitigation plan compliance,

including persons with safety experience in utility board committees, establishing an executive incentive compensation plan linked to safety performance measures, and establishment of board-level reporting to the California Public Utilities Commission on safety issues.

In conjunction with AB 111 (Committee on Budget), AB 1054 establishes a California Catastrophe Response Council to oversee the California Earthquake Authority and the newly created position of Wildlife Fund Administrator.

“This package offers a durable solution to the problems arising from utility-caused wildfires in California,” said Assemblyman Holden when the legislation was signed.

Senator Dodd said AB 1054 “takes an important step toward helping wildfire victims, preventing future infernos and protecting utility ratepayers. That’s why it is supported by victims of our state’s most destructive blazes as well as ratepayer groups. It is good for all Californians.”

Upon signing AB 1054, Governor Newsom stated, “I want to thank the

Legislature for taking thoughtful and decisive action to move our state toward a safer, affordable and reliable energy future, provide certainty for wildfire victims and continue California’s progress toward meeting our clean energy goals. The rise in catastrophic wildfires fueled by climate change is a direct threat to Californians. Strengthening our state’s wildfire prevention, preparedness and mitigation efforts will continue to be a top priority for my administration and our work with the Legislature.”

Senator Hertzberg expressed his satisfaction with the passed measure: “We stepped up, we averted a crisis, and we set the course for reform.”

In a statement after Governor Newsom signed AB 1054, Senator Dodd said, “Governing is about making the best available choices for our state. And that’s what this bill represents... I thank the governor for being a good partner and leader on this issue. We’ve been working closely from day one. I look forward to passing additional wildfire prevention measures in the months ahead.”

Staff Contact: Leah Silverthorn

Success of Private Sector Economy Reflected in State Budget Bounty



The \$214 billion state budget that went into effect at the beginning of this month relies heavily on the success of the private sector economy.

Governor Gavin Newsom's first

budget includes close to \$20 billion in reserves, at the Governor's insistence, as well as paying off the "wall of debt" incurred during the last recession.

In signing the budget on June 27, the Governor called it "a responsible budget that saves for challenging times ahead while investing in the present-day needs of working Californians."

Private Sector Performs

California Chamber of Commerce President Allan Zaremborg pointed out that the newly adopted budget "is brought to you by the wealth created from California's private sector economy.

"California's robust economic growth has created low unemployment and increased opportunities."

Zaremborg noted, "California's growth has also created new challenges that the Legislature and Governor must address, including the high cost

of housing and other essential needs, an epidemic of homelessness in the state, and punishing commute times for California workers."

He continued, "The economic growth dividends in the budget have allowed the Legislature and Governor to substantially increase spending for public schools, add thousands of new slots for California colleges and universities, improve the health care safety net, increase access to justice in the court system, and provide more resources for wildfire prevention and response. Along with providing for a substantial rainy-day reserve, funding these priorities is an investment in California's future economic growth and success."

Budget Highlights

- Paid family leave is expanded from six weeks to eight weeks. This is part of the Governor's "Parents Agenda" and a step toward the Governor's goal of providing six months of paid family leave.

- Public schools will see their total allocations rise by 65% since 2008–09, with per pupil funding topping \$12,000 for the first time. Recognizing the drain that pension obligations are having on schools, the budget provides more than \$3 billion to moderate districts' future pension cost increases.

- The budget also provides for nearly

15,000 new slots for undergraduates at the University of California and California State University. It expands the College Promise fee waiver program to a second year at community colleges.

- The budget incorporates the Governor's proposal to add more than \$200 million to enhance the state's fire protection and suppression capabilities, and more than \$230 million to increase the pace and scale of forest health and fire prevention activities,

- Over three years, the budget will allocate \$1.45 billion to increase Covered California health insurance premium support for low-income Californians and provide premium support for qualified middle-income individuals, partially funded by restoring the individual mandate penalty for individuals who do not carry health insurance.

- Increasing housing supply is the goal of a \$1.75 billion package that includes planning and infrastructure grants to help local governments reach their housing goals.

- A \$1 billion allocation will help provide emergency aid to local governments to deal with homelessness with emergency housing vouchers, rapid rehousing programs and building emergency shelters.

Details of the signed budget can be viewed at www.ebudget.ca.gov.

Driver License with Limiting Note OK to Establish Identity

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date of birth, sex, height, color of eyes, and address. An employer must examine the document presented by its employee and determine whether it meets Form I-9 requirements. If the employer accepts any document, including a state-issued license with a limiting notation, as a List B document, the employer must also examine a List C document establishing employment authorization.

*Last Reviewed/Updated:
05/19/2015*

2 Types of Driver License

Individuals who are either renewing

or obtaining a driver license in California are able to choose either a REAL ID or a noncompliant driver license.

According to the DMV website, in order to obtain a REAL ID driver license, an individual must go in person to a DMV office and present an original or certified document proving identity (examples of acceptable documents include a U.S. passport, a certified copy of a birth certificate, permanent resident card or unexpired foreign passport with valid U.S. visa and approved I-94 form).

In addition, two documents that establish a physical address must be provided (examples of acceptable documents include car

registration, home utility bills, phone bills, a mortgage statement or lease agreement, bank records and insurance documents).

Additional information and copies of what the two California licenses look like are available on the REAL ID page at the DMV website, www.dmv.ca.gov.

Column based on questions asked by callers on the Labor Law Helpline, 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.

Renewed Talk of Sales Tax on Services Raises Concerns for Business

From Page 3

state's population. Because much of these earnings are from capital gains, they are very sensitive to economic conditions, which in turn creates the state's notorious budget volatility.

"You can't have enormous revenue gains when the stock market is good without having the threat of big dips when we hit a recession," adds Kaye. "If

you want to solve the volatility, you've got to give up the big revenue bumps."

Although a sales tax on services has been proposed before, it has never been introduced into the Legislature while the state had a huge budget surplus.

"This is going to hit everybody," says Kaye. "It is going to hit big businesses, consulting services, small businesses. Anybody that hires a contractor, a consul-

tant, any sort of a service business is going to be affected."

Employers can find more information on the proposed sales tax on business services by visiting the *Business Issues and Legislative Guide* article on the [CalChamber website](#) or checking out the California Foundation for Commerce and Education [report](#) on the effects of the tax at [cfcepolicy.org](#).

The Workplace

What Not to Wear — to Work

It's summertime in California and that means flip flops, shorts, and tank tops. Unfortunately, when the weather heats up, employees can be tempted to show up for work wearing attire that seems more appropriate for the beach than the office.

In Episode 18 of *The Workplace*, CalChamber Executive Vice President and General Counsel Erika Frank is joined by employment law expert Jennifer Shaw to discuss what steps employers can take to ensure that employees are appropriately dressed and groomed for their work environment. The two share some humorous anecdotes about enforcing a dress code at work.

Employees Should Dress for What They Do

What people wear to work can affect productivity and the image of a company. Enforcing a written dress code can be difficult if employers focus too much on the details.

Shaw recommends thinking about the focus of your business when establishing a dress code. For example, if employees work in an office environment, attire would be different than for employees who work outside.

"Part of it is not judging, but being able to step back and say 'OK, what is this person supposed to do all day?'" says Shaw.

Also, it is important to remember that the dress code in every workplace will vary based on the expectations of the employees.

Rather than having an in-depth description of how employees should dress, such as wearing pantyhose, specifying how many inches a skirt should

be from the knees or how an employee should style his/her hair, Shaw says, "the dress code should be: dress appropriately for your position."

During the discussion, Frank stresses that just because someone may be wearing something that you may not wear, it does not mean the attire is inappropriate. Employers should ask themselves whether they are judging someone because the person is not fitting a "mold" or because the individual is dressed inappropriately, Frank says.

When an employee is dressed inappropriately, it is crucial for employers to speak up.

"If you don't say something, you are creating a problem for your other employees," Shaw tells Frank.

Talking to employees when they are dressing inappropriately ensures the workplace is a safe and comfortable environment for everyone.

Religious, Cultural Considerations

Sometimes there are cultural or religious reasons behind attire. In California, there are religious and grooming protection laws that employers should be aware of, Frank says.

For example, Abercrombie & Fitch fell into legal trouble years ago for refusing to hire a woman who wore a headscarf because the look was not "true to their brand."

"Any time we are talking about 'fitting in,' or saying something 'is or is not brand sensitive,' the hair on the back of my neck stands up," Shaw says. "A lot of times those are buzzwords for 'I just don't like what's going on.'"

Times Change How We Dress

As fashions come and go, employees may want to dress in a more contemporary style, and it is important for employers to be flexible. Tattoos are an especially difficult part of the dress code. As they become increasingly popular, it is hard for employers to ban tattoos altogether.

"We have to think about, 'what is the substance of the tattoo?'" says Shaw. "We can't be content specific. What it is really about is what is the picture? What are we looking at?"

When it comes to the substance of the tattoo, employers should think about whether the image would be offensive if it were hung on the wall, Shaw recommends.

"It's the gray area that gets really tricky, and I know that a lot of employers will have blanket policies that require tattoos to be covered up," adds Frank.

In addition to tattoos, people have begun dressing more casually in the workplace. The fallout of this, says Shaw, is that behavior has also become more relaxed.

"Studies have shown when we dress down, our behavior also comes down," says Shaw.

Overall, it is crucial for employees to consider wearing attire that is consistent with their work responsibilities.

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To listen or subscribe, visit www.calchamber.com/theworkplace.

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 July 12, when the Legislature began its summer recess.

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

The CalChamber will publish a second status report in September, showing the status of priority legislation when the Legislature begins its interim recess on September 13.

October 13 is the last day for the Governor to sign or veto bills passed by the Legislature and in the Governor's possession on or after September 13.

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

Bills signed by the Governor will become law on January 1, 2020. Urgency, tax and budget-related measures go into effect immediately upon being signed. In those cases, the

date the Governor signed the bill is noted.

Legislation that failed to meet deadlines this year may be acted upon in January 2020.

Each fall, the CalChamber 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 1.

Status of legislative action on bills as of July 12, 2019. Dates listed are the date the bill was assigned to a committee, the latest date of committee action, the next hearing date or when the bill reached the Senate or Assembly floor, unless action is dated.

Subject—CalChamber Position	Status
Agriculture, Food and Resources	
Targeted Tax on Sweetened Beverages. AB 138 (Bloom; D-Santa Monica) Unfairly imposes a targeted excise tax on distributors of sweetened caloric beverages to fund health-related programs for all which will force distributors to reduce costs through higher prices to consumers or limit their workforce. Oppose/ Job Killer 2019 .	Assembly Revenue & Taxation 4/9/19
Marketing Restrictions. AB 764 (Bonta; D-Oakland) Severely restricts marketing opportunities by beverage companies based on unproven facts regarding health effects of sugar-sweetened beverages. Oppose.	Assembly Floor 5/20/19
Endangered Species Exemption. SB 62 (Dodd; D-Napa) Saves agricultural operations time and resources by extending the safe harbor provision to 2024 for accidental take of an endangered species during lawful routine and ongoing agricultural activities. Support.	To Governor
California Endangered Species Act: Safe Harbor. AB 202 (Mathis; R-Visalia) Protects landowners from additional regulations when undertaking conservation measures to protect endangered species. Support.	Senate Natural Resources & Water 4/24/19; Failed Deadline
Product Ban. AB 1788 (Bloom; D-Santa Monica) Increases the costs to business to exterminate pests by banning rat poisons containing anticoagulants and causes increased use of less effective and more toxic products. Oppose.	Senate Appropriations Hearing 8/12/19
Burdensome New Regulations. SB 69 (Wiener; D-San Francisco) Before amendments, imposed additional unwarranted and costly regulations on the timber industry for Timber Harvest Plans and limited regional water boards' discretion regarding discharge permits and disregarded current scientific information supporting local permit conditions. Opposition removed due to July 11, 2019 amendments. Neutral.	Assembly Appropriations 7/11/19

Subject—CalChamber Position	Status
Agriculture Economy. AB 417 (Arambula; D-Fresno) Helps agriculture and rural economies target investments, attract and retain businesses, and gather information on various local assets that will lead to improved economic conditions. Support.	Senate Appropriations Suspense File 7/1/19
Warning Labels. SB 347 (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.	Assembly Health 6/6/19; Failed Deadline
Limitations in Advertising. AB 765 (Wicks; D-Oakland) Interferes with business management decisions on product placement in retail food stores. Oppose.	Assembly Health 4/26/19; Failed Deadline
Portion Size Limitation. AB 766 (Chiu; D-San Francisco) Unfairly limits the sale of sugar-sweetened beverages to cups of 16 oz. or less and imposes penalties by Attorney General or local government counsel. Oppose.	Assembly Health 4/26/19; Failed Deadline
Migratory Birds. AB 454 (Kalra; D-San Jose) Before amendments, restricted land use by imposing new requirements on the taking of birds that are not endangered. Opposition removed due to May 16, 2019 amendments. Neutral.	Senate Appropriations Hearing 8/12/19
Farmworker Housing. AB 1783 (Robert Rivas; D-Hollister) Imposes a more rigorous process on the development of farmworker housing than all other types of affordable housing development by restricting the location of such housing and who can manage the housing. Oppose.	Senate Appropriations 7/10/19
Biomass Facilities. SB 515 (Caballero; D-Salinas) Requires the California Public Utilities Commission to assess high hazard fuel loads for inclusion in biomass auction contracts, hopefully ensuring that existing biomass facilities continue to remove high hazard material and remain in operation for an additional five years. Support.	Assembly Appropriations 7/8/19
Extends Sunset. AB 527 (Voepel; R-Santee). Permits sales of crocodile and alligator skin products in California for another 10 years, helping retail business continue to thrive. Support.	Assembly Appropriations 4/23/19; Failed Deadline
Extends Sunset. AB 719 (Blanca Rubio; D-Baldwin Park). Permits sales of crocodile and alligator skin products in California for another 10 years, helping retail business continue to thrive. Support.	Senate Appropriations 7/9/19
Product Ban. SB 86 (Durazo; D-Los Angeles). Unnecessarily bans the use of chlorpyrifos in California, leaving no effective means of pest control for several crops, resulting in crop damage and subsequent economic losses. Undermines the state's rigorous regulatory process regarding pesticides. Oppose.	Assembly Environmental Safety & Toxic Materials 6/17/19; Failed Deadline
Product Ban. SB 458 (Durazo; D-Los Angeles). Causes agricultural crop losses in some commodities by prohibiting the use of legally registered pesticides containing chlorpyrifos, especially when no other pesticide is available for use or is as effective. Oppose.	Held in Senate Appropriations Suspense File 5/16/19; Failed Deadline
Restricted Use Pesticide. AB 916 (Muratsuchi; D-Torrance). Bans local governments' use of a pesticide without scientific basis and potentially poses additional risk by use of more toxic chemicals. Endangers adjacent and nearby property owners by subjecting them to potential fire hazards and/or vegetation creep onto agricultural lands from overgrown municipal properties. Oppose.	Senate Agriculture 6/26/19; Failed Deadline

Subject—CalChamber Position	Status
Air Quality	
<p>Vehicle Ban. AB 40 (Ting; D-San Francisco) Discourages investment and eliminates jobs in California by essentially imposing a ban on all non-zero emission vehicles by requiring the California Air Resources Board (CARB) to develop a strategy to ensure that all passenger and light-duty vehicle sales are zero-emission by 2040. Oppose/Job Killer 2019.</p>	<p>Assembly Transportation 4/26/19; Failed Deadline</p>
<p>Targeted Mandate that Will Increase Transportation Costs. SB 44 (Skinner; D-Berkeley) Before amendments, severely impacted transportation costs by directing CARB to develop a strategy to reduce all motor vehicle emissions by 40% by 2030 and 80% by 2050 by disproportionately targeting diesel medium- and heavy-duty trucks. Threatened jobs by requiring an immediate strategy for reduction of diesel vehicles without sufficient alternate technology. Opposition and job killer tag removed due to May 1, 2019 amendments that require CARB to first consult with the Department of Transportation, the State Energy Resources Conservation and Development Commission, and GO-Biz to develop recommended goals and be consistent with the state’s Sustainable Freight Plan. It also requires CARB to identify advantages to fleets for early adoption. These amendments better align meeting California’s ambitious climate goals with ensuring the state’s continued economic vitality. CalChamber now supports the bill. Support/Former Job Killer 2019.</p>	<p>Assembly Appropriations 7/8/19</p>
<p>Creates Regulatory Burdens. AB 423 (Gloria; D-San Diego) Before amendments, proposed to unnecessarily increase the authority of a local air district to collect additional data, require additional monitoring, and require additional reporting from businesses, much of which is duplicative of existing authority, resulting in increased costs. Opposition removed due to amendments. Neutral.</p>	<p>Senate Appropriations Hearing 8/12/19</p>
Banking and Finance	
<p>Significant Risk to Taxpayer Dollars and Community Investment. AB 857 (Chiu; D-San Francisco) Before amendments, jeopardized taxpayer dollars, community banks, and funding for small businesses that create jobs in local communities, by allowing the creation of local public banks which will impose significant costs and risks to taxpayer revenue for operations and capital, as well as unfairly compete with local community banks. Job killer tag removed due to recent amendments but CalChamber still opposes as public banks would compete with existing commercial banks. Oppose/Former Job Killer 2019.</p>	<p>Senate Appropriations 7/9/19</p>
<p>Unfair Competition. SB 528 (Hueso; D-San Diego) Jeopardizes taxpayer dollars, community banks, and funding for small businesses by converting the I-Bank into a depository institution. Places government in competition with private enterprise without oversight, potentially resulting in collapsing an industry. Oppose.</p>	<p>Held in Senate Appropriations Suspend File 5/16/19; Failed Deadline</p>
California Environmental Quality Act (CEQA)	
<p>CEQA Streamline for Affordable Housing. SB 621 (Glazer; D-Contra Costa) Streamlines litigation and thereby lowers the cost to construct affordable housing projects meeting specified environmental criteria and certified under an environmental impact report by requiring that any CEQA actions challenging such projects be resolved by a court within 270 days. This reduction in litigation and costs will expedite these projects, provide more housing, and additional jobs. Support/Job Creator 2019.</p>	<p>Assembly Natural Resources 6/6/19; Failed Deadline</p>
<p>CEQA Exemption for Fire Prevention. SB 632 (Galgiani; D-Stockton) Temporarily exempts from CEQA any fire prevention vegetation treatment activities conducted pursuant to the Board of Forestry and Fire Protection Programmatic Environmental Impact Report. Support.</p>	<p>Assembly Appropriations 7/11/19</p>

Subject—CalChamber Position	Status
<p>CEQA Attorney’s Fees. SB 659 (Borgeas; R-Fresno) Minimizes frivolous CEQA litigation challenging housing projects, thereby helping to streamline their construction and reducing costs, by requiring a court to award reasonable attorney’s fees to a prevailing respondent or real party in interest in CEQA cases challenging the development of infill housing. This reduction in litigation and costs will expedite these projects, provide more housing, and additional jobs. Support/Job Creator 2019.</p>	<p>Held in Senate Appropriations Suspense File 5/16/19; Failed Deadline</p>
<p>Expedites CEQA Process to Rebuild Housing. AB 430 (Gallagher; R-Nicolaus) Establishes a streamlined, ministerial approval process for certain housing developments that will be constructed in Butte County if certain criteria are met. Support.</p>	<p>Senate Appropriations 7/10/19</p>
<p>CEQA Exemption for Fire Safety. AB 394 (Obernolte; R-Big Bear Lake) Exempts projects or activities recommended by the State Board of Forestry and Fire Protection that provide critical fire safety egresses for existing residential subdivisions. Support.</p>	<p>Senate Appropriations 7/9/19</p>
<p>Streamlines CEQA Litigation. AB 490 (Salas; D-Bakersfield) Streamlines the CEQA litigation process for much-needed certain qualifying housing development projects by requiring Judicial Council to adopt a rule requiring courts to fully adjudicate CEQA actions and proceedings relating to certain qualifying housing development within 270 days of certifying the environmental review document. Support.</p>	<p>Assembly Natural Resources 3/14/19; Failed Deadline</p>
<p>Greater CEQA Transparency. AB 1673 (Salas; D-Bakersfield) Requires disclosure of persons or entities contributing \$1,000 or more to finance CEQA lawsuits and the identification of any pecuniary or business interests they may have related to the proposed project. The bill is consistent with current jurisprudence throughout the country which generally disfavors anonymous litigation while providing courts considerable discretion to permit it in the interest of justice. Support.</p>	<p>Assembly Natural Resources 3/18/19; Failed Deadline</p>

Climate Change

<p>Encourages Technological Innovation. AB 1195 (O’Donnell; D-Long Beach) Gives credit under the Low Carbon Fuel Standard to innovative crude technologies, including carbon capture and sequestration, energy storage, and renewable natural gas or biogas. Creates jobs by encouraging the development of new technology to meet California’s ambitious climate change goals. Support/Job Creator 2019.</p>	<p>Senate Appropriations Hearing 8/12/19</p>
<p>Encourages Development of New Technology. AB 1262 (O’Donnell; D-Long Beach) Evaluates barriers to improvement in the energy efficiency of freight transportation and incentives for development of new technology to meet state’s climate goals. Requires consideration of economic factors and competitiveness with other states. Support.</p>	<p>Assembly Appropriations Suspense File 5/8/19; Failed Deadline</p>
<p>Improves Transparency. AB 1237 (Aguilar-Curry; D-Winters) Provides additional transparency by requiring agencies receiving greenhouse gas funds to post recipients online in an easy-to-access format. Support.</p>	<p>Senate Floor 6/27/19</p>
<p>Increased Costs. AB 1046 (Ting; D-San Francisco) Increases the cost of doing business in California by creating arbitrary goals that choose one technology over another. Conflicts with other laws that provide for flexibility in meeting climate goals and duplicates recently enacted study requirements. Oppose.</p>	<p>Senate Appropriations 7/9/19</p>
<p>Threatens Development of New Technology. SB 59 (Allen; D-Santa Monica) Before amendments, threatened jobs by setting zero-emission technology as the main priority in automated vehicle technology. Failed to include industry in working group setting state policy on the intersection of greenhouse gas emissions and the future of shared/automated vehicle transportation. Opposition removed due to July 3, 2019 amendments. No Position.</p>	<p>Assembly Appropriations 7/10/19</p>

Subject—CalChamber Position	Status
Increases Costs and Regulatory Burdens. SB 43 (Allen; D-Santa Monica) Before amendments, increased electricity rates and cost of transport by proposing to duplicate existing climate policy with a carbon-based sales tax. Threatened retail and manufacturing jobs by creating a cumbersome and arbitrary regulatory process. Opposition removed due to July 1, 2019 amendments. No Position.	Failed passage in Assembly Revenue & Taxation 7/8/19
Promotes Science-Based Decision Making. SB 535 (Moorlach; R-Costa Mesa) Ensures climate goals are appropriately considering all sources of emissions by requiring evaluation and inclusion of emissions from wildfires in California Air Resources Board scoping plans. Support.	Assembly Appropriations 6/27/19
Waives Transparency Requirements. AB 85 (Committee on Budget) Contains trailer bill language that waives, without adequate justification, open meeting laws for advisory committee on cap and trade, which can result in a lack of public input and decisions being made in secret without adequate peer and public review. Oppose.	Senate Budget & Fiscal Review 6/26/2019
Waives Transparency Requirements. SB 85 (Committee on Budget and Fiscal Review) Contains trailer bill language that waives, without adequate justification, open meeting laws for advisory committee on cap and trade, which can result in a lack of public input and decisions being made in secret without adequate peer and public review. Oppose.	Signed 6/27/19—Chapter 31

Crime

Penalties. SB 224 (Grove; R-Bakersfield) Deters theft of agricultural equipment valued over \$50,000. Penalty money is recirculated to current rural crime prevention programs to better track this crime to prosecution. Support.	Signed—Chapter 119
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Economic Development/Local Government

Creation of Onerous and Unnecessary Requirements for Economic Subsidies for Warehouse Distribution Centers. AB 485 (Medina; D-Riverside) Before amendments, forced businesses to reveal proprietary information and imposed onerous requirements on local governments that would delay or thwart economic development projects that are crucial to local economies, particularly in economically distressed areas. Opposition removed due to June 17, 2019 amendments, which narrowed the requirements of this bill. No Position.	Senate Floor 7/9/19
Creation of Statewide, Economic Development Strategy. AB 906 (Cooley; D-Rancho Cordova) California faces significant economic challenges, and this bill requires the creation of a statewide, economic development strategy that will improve California’s economic competitiveness. Support/ Job Creator 2019.	Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline

Education

Career Technical Education. AB 1303 (O’Donnell; D-Long Beach) Before amendments, increased funding for the Career Technical Education Incentive Grant program, which provides students with relevant, industry-aligned skills training and instruction to prepare them for California’s changing job market. As amended June 24, 2019 to deal with school facilities, CalChamber has no position. No Position/ Former Job Creator 2019.	Senate Floor 7/5/19
Workforce Coordination. AB 23 (Burke; D-Inglewood) Establishes the Deputy of Business and Workforce Coordination which will help provide California with a workforce that is employment-ready and trained in industry sectors that have the greatest workforce needs. Support/ Job Creator 2019.	Senate Appropriations Suspense File 7/1/19

Subject—CalChamber Position	Status
<p>Jeopardizes State Workforce Goals. ACA 14 (Gonzalez; D-San Diego) 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 an unreasonable contract prohibition on the UC for support services. Oppose.</p>	Senate Elections & Constitutional Amendments 7/10/19
<p>Threatens California State University (CSU) Competitiveness. AB 930 (Gloria; D-San Diego) Limits the ability of the CSU to compete for the best leadership candidates by prohibiting the CSU from increasing compensation to certain executive officers during any year wherein there is a tuition increase for students. Oppose.</p>	Senate Appropriations Hearing 8/12/19
<p>Education Accountability. AB 1240 (Weber; D-San Diego) Encourages schools to prioritize both career and college preparation for students, which will help reduce dropout rates, increase graduation rates, and better prepare students for the workforce. Support.</p>	Senate Floor 7/1/19
<p>Increases Access to Computer Science. AB 20 (Berman; D-Palo Alto) Ensures that future generations of California students will be better prepared to compete for high-paying, high-skilled jobs that increasingly require computer science skills by creating the California Computer Science Coordinator to coordinate statewide implementation of the Computer Science Strategic Implementation Plan and make computer science curriculum available in every school. Support.</p>	Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline
<p>Increases Access to Computer Science. AB 52 (Berman; D-Palo Alto) Ensures that future generations of California students will be better prepared to compete for high-paying, high-skilled jobs that increasingly require computer science skills by mandating future updates to the Computer Science Strategic Implementation Plan to ensure that it remain relevant and to reflect technological advancements. Support.</p>	Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline
<p>Increases Access to Computer Science. AB 182 (Luz Rivas; D-Arleta) Before amendments, created a single-subject teaching credential in computer science to expand the pool of teachers authorized to teach computer science and help ensure that future generations of California students will be better prepared to compete for high-paying, high-skilled jobs in manufacturing, health care, retail, the arts, financial services, agriculture and other sectors that increasingly require computer science skills. Support.</p>	Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline

Elections and Fair Political Practices

<p>Prohibits Compensation on a Per Signature Basis. AB 1451 (Low; D-Campbell) Makes it a misdemeanor for a person to pay for signature collection on a per-signature basis for state or local initiatives, referendums or recall petitions. The current process serves as a check and balance on government. By making it harder to qualify ballot measures, Californians would be denied the right to address grievances with government through initiatives, referendums and recalls. Oppose.</p>	Senate Appropriations Hearing 8/12/19
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Energy

<p>Increases Costs. AB 961 (Reyes; D-San Bernardino) Increases costs and creates a mandate outside the expertise of the agency by requiring the California Public Utilities Commission to consider “nonenergy” benefits in ratemaking cost-benefit analysis. Oppose.</p>	Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline
<p>Threatens Grid Safety and Customer Information. AB 1323 (Mark Stone; D-Scotts Valley) Threatens disclosure of grid safety, trade secrets, and confidential customer information protected by state or federal law by unfairly altering confidentiality procedures before the California Public Utilities Commission. Oppose.</p>	Assembly Utilities & Energy 3/11/19; Failed Deadline

Subject—CalChamber Position	Status
Promotes Transparency. AB 1083 (Burke; D-Inglewood) Increases transparency and guides development of energy policy by having the California Council on Science and Technology review and provide analysis on pending legislation, thereby disclosing impacts to ratepayers. Support.	Passed Senate Energy, Utilities & Communications 7/10/19
Duplicative Governance. SB 708 (Hueso; D-San Diego) Duplicates public comment, open meetings, and audit procedures of the Independent System Operator without apparent justification. Oppose.	Assembly Utilities & Energy 6/10/19; Failed Deadline
Infringes on Private Contractual Relations. AB 1363 (Mark Stone; D-Scotts Valley) Hinders California companies' ability to attract and retain talent and raises constitutional takings issues by requiring a special master to set executive compensation. Oppose	Assembly Appropriations Suspense File 5/15/19; Failed Deadline
Increases Transparency. AB 1293 (Levine; D-San Rafael) Provides for greater transparency in agency decision making by requiring disclosure of impacts on ratepayers prior to agency decision. Support.	Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline
Significant Rate Increase. SB 70 (Nielsen; R-Tehama) Before amendments, threatened significant increases in energy rates by requiring that most utility lines be buried underground. Conflicts with other laws mandating flexibility in climate adaptation and designed to maximize prevention in the most cost-effective manner. Opposition removed due to April 30, 2019 amendments. Neutral.	Assembly Appropriations 7/2/19

Environmental Regulation

Negatively Impacts Water Management and Increases Litigation. SB 1 (Atkins; D-San Diego) Creates significant regulatory uncertainty and litigation risks to regulated entities by giving certain state agencies unfettered authority to adopt rules and regulations without any of the Administrative Procedure Act safeguards when the agency, in its discretion, determines that the federal rules and regulations in effect on January 19, 2017 are “less protective” than existing federal law. It also undermines current state efforts to utilize science-based decision-making to manage and provide reliable water supplies for California and protect, restore, and enhance the ecosystems of the Bay-Delta and its tributaries. It further increases the potential for costly litigation by creating new private rights of action under California law. Oppose/ Job Killer 2019.	Assembly Appropriations 7/9/19
Oil and Gas Development Ban. AB 345 (Muratsuchi; D-Torrance) Eliminates thousands of high-paying California jobs and requires California to import even more foreign oil by banning new oil and gas development, re-drilling operations, and rework operations by imposing a state minimum 2,500-foot setback requirement from certain structures, and further authorizing local governments to enact even greater setback requirements, without limitation. Oppose/ Job Killer 2019.	Assembly Appropriations Suspense File 5/16/19; Failed Deadline
Paper Receipt Ban. AB 161 (Ting; D-San Francisco) Mandates most businesses in California to offer electronic or paper receipts, or an option to opt out of any receipt at all, for every customer. California businesses would be forced to replace all of their receipt paper with BPA/BPS-free paper and to waste more paper by printing separate coupons not on the actual receipt. The bill would disrupt how retailers manage returns by allowing the customers to opt out of receiving any receipt at all. Oppose.	Senate Appropriations Hearing 8/12/19
Promotes Foreign Oil Imports. AB 1440 (Levine; D-San Rafael) Before amendments, discouraged in-state production of oil and gas in favor of even more foreign oil imports by eliminating the duty of the California Division of Oil, Gas, and Geothermal Resources to develop oil and gas wisely in California. Opposition removed due to May 29, 2019 amendments. No Position.	Senate Appropriations Hearing 8/12/19

Subject—CalChamber Position	Status
Increases Cal/EPA Transparency. AB 939 (Frazier; D-Discovery Bay) Increases transparency and encourages more stakeholder participation in the public process by requiring the California Environmental Protection Agency and any department, board, commission, or office within the Cal/EPA to provide to the public, not later than 72 hours prior to involvement of the public through hearings, workshops or any other proceedings, all material and presentations relevant to the process. Support.	Assembly Accountability & Administrative Review 3/4/19; Failed Deadline
Hazardous Materials Business Plans Submittals. AB 1429 (Chen; R-Yorba Linda) Allows hazardous waste facilities that are not required to submit tier II information, to submit Hazardous Materials Business Plans one time every three years unless those facilities exceed federal reporting thresholds, in which case, annual reporting would be mandatory. Support.	Signed—Chapter 66
Deters Illegal Dumping. SB 409 (Wilk; R-Santa Clarita) Renders the transportation or acceptance of rocks, concrete, asphalt, or dirt for the purposes of illegal dumping a crime that is punishable by mandatory fines up to \$10,000. Support.	Assembly Public Safety 5/16/19
Online Disclosure of Landfills Accepting Treated Wood Waste. SB 68 (Galgiani; D-Stockton) Reduces the amount of treated wood that is improperly disposed of by requiring the Department of Toxic Substances Control to post on its website a list of approved landfills that accept treated wood waste. Support.	Assembly Appropriations 6/20/19
Acute Toxicity Study Bill. AB 733 (Quirk; D-Hayward) Provides the California Department of Toxic Substances Control (DTSC) with authority to evaluate whether alternative tests can be used to identify whether substances are hazardous waste or extremely hazardous waste, which is a positive first step toward reducing the number of products that are treated as hazardous waste when disposed of at retail. Support.	Senate Appropriations Suspense File 7/1/19
Undermines Green Chemistry Program. SB 392 (Allen; D-Santa Monica) Before amendments, fundamentally changed how the Alternatives Analysis process operates under the Safer Consumer Products program by allowing DTSC to consider third party Alternatives Analyses and then proceed directly to regulatory responses without appropriate parameters that would ensure rigor and best science is used. Opposition removed due to June 26, 2019 amendments. Neutral.	Assembly Appropriations 7/9/19

Government Contracting

Universal Housing Financing Application. AB 434 (Daly; D-Anaheim) Creates a universal application to apply for state funds from a variety of sources to streamline housing construction in California. Support.	Senate Housing 6/12/19; Failed Deadline
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Health

Large Group Rate Review. AB 731 (Kalra; D-San Jose) Threatens employers with higher premiums by driving up administrative costs and imposing a burdensome rate review process for health plans and insurers in the large group market. Oppose.	Senate Appropriations 7/11/19
Health Benefit Mandate. AB 744 (Aguiar-Curry; D-Winters) Increases health care premiums for employers and enrollees by eliminating the cost savings benefit of telehealth and requiring telehealth services to be reimbursed on the same basis and to the same extent as in-person medical services. Oppose.	Senate Appropriations Hearing 8/12/19

Subject—CalChamber Position	Status
<p>Health Coverage Mandate. AB 767 (Wicks; D-Oakland) Before amendments, significantly increased health care premiums for employers and enrollees by requiring health plans and insurers to provide coverage for fertility treatment, including in vitro fertilization and oocyte cryopreservation. The bill, as amended, requires the Exchange to develop options for including in vitro fertilization coverage as part of Covered California coverage. Oppose.</p>	<p>Senate Health 6/12/19; Failed Deadline</p>
<p>Wellness Programs. AB 648 (Nazarian; D-Van Nuys) Imposes stringent requirements on already federally regulated wellness programs and creates employer criminal and civil liability for violations of those requirements which will discourage and likely eliminate the potential for voluntary workplace wellness programs that benefit employees and contribute to a healthy workforce. Oppose.</p>	<p>Assembly Appropriations Suspense File 4/24/19; Failed Deadline</p>
<p>Increases Health Care Costs. SB 227 (Leyva; D-Chino) Increases health care costs by imposing arbitrary and significant additional fines specifically for hospital violations of nurse-to-patient staffing ratios and staffing assignments that are already reviewed by the Department of Public Health and penalized if violated. Oppose.</p>	<p>Assembly Floor 7/11/19</p>
<p>Increases Health Care Premiums. SB 11 (Beall; D-San Jose) Increases health care premiums by mandating lowest-tier coverage of all Food and Drug Administration-approved outpatient prescription medication related to treatment of substance use disorders and by eliminating all quality control and cost containment mechanisms. Oppose.</p>	<p>Held in Senate Appropriations Suspense File 5/16/19; Failed Deadline</p>
<p>Increases Health Care Costs. AB 1676 (Maienschein; D-San Diego) Increases health care costs by requiring the establishment and provision of a dedicated maternal and child psychiatric telehealth consultation program for providers. Oppose.</p>	<p>Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline</p>
<p>Increases Health Care Premiums. SB 163 (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.</p>	<p>Assembly Appropriations 6/27/19</p>
<p>Health Care Coverage Mandate. SB 600 (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>	<p>Assembly Appropriations 7/9/19</p>
<p>Value-Based Health Care Arrangements. SB 714 (Umberg; D-Santa Ana) Allows for the continued development of innovative, low-risk, value-based arrangements between large employers and health systems, hospitals and providers by clarifying exemption criteria and process pertaining to licensure under the Knox-Keene Act. Support.</p>	<p>Assembly Health 5/30/19; Failed Deadline</p>

Housing and Land Use

<p>Statewide Rolling Rent Control. AB 36 (Bloom; D-Santa Monica) Defies the will of the voters and worsens California’s housing shortage by modifying the Costa-Hawkins Rental Housing Act to allow cities to enact or expand rent control to residential properties constructed within 10 years of the date upon which the owner seeks to establish the initial or subsequent rental rate, which will discourage housing production, quality of housing, and impact low-income individuals and families. Oppose/Job Killer 2019.</p>	<p>Assembly Rules 4/25/19</p>
<p>Inclusionary Housing Requirement. AB 725 (Wicks; D-Oakland) Exacerbates California’s housing crisis by imposing a statewide, indirect inclusionary housing requirement that prohibits local jurisdictions from allocating more than 20% of their share of regional housing need for above moderate-income housing in areas zoned for single-family development. Oppose/Job Killer 2019.</p>	<p>Assembly Housing & Community Development 2/28/19; Failed Deadline</p>

Subject—CalChamber Position	Status
<p>Statewide Rent Caps. AB 1482 (Chiu; D-San Francisco) Places rent caps on all rental housing in the State of California, including new construction, regardless of whether costs from utilities increase or capital improvements are made, thereby disincentivizing maintenance on existing units and new housing construction. Oppose</p>	<p>Senate Appropriations 7/11/19</p>
<p>Tenant Associations. SB 529 (Durazo; D-Los Angeles) Negatively impacts landlords, deters new housing development, and increases litigation by allowing tenants to form tenant associations and then withhold rent based on any alleged undefined grievances that the tenant has with the landlord, thereby forcing landlords to litigate even the most minor of grievances. Also leads to significantly higher rents and places good tenants in danger by making it much more difficult for landlords to remove bad tenants engaged in illegal or nuisance activity. Oppose.</p>	<p>Failed passage in Senate 5/29/19; Failed Deadline</p>
<p>Costly Rental Mandate. SB 329 (Mitchell; D-Los Angeles) Imposes additional and unnecessary costs on rental property owners by prohibiting rental property owners from refusing to accept tenants because they have a Section 8 voucher. Oppose.</p>	<p>Assembly Appropriations Suspense File 7/10/19</p>
<p>Promotes Transit-Oriented Development. SB 50 (Wiener; D-San Francisco) Incentivizes more housing development through a statewide mandate that upzones near jobs, good schools and mass transit by providing density bonuses and other incentives for housing projects that meet certain criteria. Support.</p>	<p>Held in Senate Appropriations Suspense File 5/16/19; Failed Deadline</p>
<p>Streamlines Housing Development. SB 330 (Skinner; D-Berkeley) Incentivizes more housing development by providing fee certainty for housing development projects by prohibiting local jurisdictions from changing fees midway through the development permitting process. Support</p>	<p>Assembly Appropriations 7/10/19</p>
<p>Promotes Construction of Accessory Dwelling Units (ADU). SB 13 (Wieckowski; D-Fremont) . Encourages more affordable housing by limiting what development impact fees typically charged for new ADUs can be levied and precludes local jurisdictions from adopting overly restrictive local provisions, such as owner-occupant requirements. Support.</p>	<p>Assembly Appropriations 7/10/19</p>
<p>Photovoltaic Housing Mandate Relief. AB 178 (Dahle; R-Bieber) Allows victims of natural disasters whose homes were damaged or destroyed to rebuild without having to install costly photovoltaic panels that will only raise the already-heavy cost to rebuild. Support.</p>	<p>Senate Floor 7/2/19</p>
<p>Requires Disability Access in New Home Construction. SB 280 (Jackson; D-Santa Barbara) Before amendments, mandated new building standards requiring disability access design features in all new single-family homes. At a time when California is struggling with a historic housing crisis, legislative mandates calling for the redesign of all single-family homes will only serve to drive up new home costs. Opposition removed due to April 10, 2019 amendments. Neutral.</p>	<p>Assembly Appropriations 7/3/19</p>
<p>Wildfires: Defensible Space Education. SB 190 (Dodd; D-Napa) Requires the State Fire Marshal to produce educational and application tools that will increase public awareness and implementation of vital fire safety measures that will help California residents maintain adequate defensible space around their structures. Support.</p>	<p>Assembly Appropriations 7/11/19</p>
<p>New Permit Criteria Residential Care Facilities. AB 1777 (Levine; D-San Rafael) Before amendments, would have had a chilling impact on investment and development of much-needed senior care facilities in California by creating a patchwork of differing local standards across the state by requiring a residential care facility for the elderly to disclose to local jurisdictions any compliance violations and requiring local jurisdictions to hold public hearings to determine whether land use permits should be granted. Opposition removed due to April 22, 2019 amendments. No Position.</p>	<p>Assembly Rules 4/25/19</p>

Subject—CalChamber Position	Status
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Immigration

<p>Contract Prohibition for Businesses that Provide Services to Federal Government. AB 1332 (Bonta; D-Oakland) Prohibits California public entities from contracting with, or investing in, any business that provides data-related services to an undefined group of federal agencies. Will create litigation and uncertainty for businesses that continue to work with California public entities, as the bill provides no clear guidance on how to comply with terms, and also in limited circumstances, compels public entities to breach signed contracts. Oppose/Job Killer 2019.</p>	<p>Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline</p>
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<p>New Labor Code Requirement. AB 589 (Gonzalez; D-San Diego) Creates new onerous requirements for employers to provide a worker bill of rights document to all employees, have them sign it, give them a copy of the signed document, keep the original for three years, and post the document. Additionally, creates civil fine and duplicative misdemeanor liability for conduct which is already a felony under California law and prohibited federally. Oppose.</p>	<p>Senate Appropriations Hearing 8/12/19</p>
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Industrial Safety and Health

<p>Limitation on Ability to Maintain a Safe Workplace. AB 882 (McCarty; D-Sacramento) Significantly undermines an employer’s ability to maintain a safe, drug-free workplace, by prohibiting an employer from discharging an employee who has tested positive for a drug that is being used for medical purposes, which will expose employers to costly litigation. Oppose/Job Killer 2019.</p>	<p>Assembly Labor & Employment 3/4/19; Failed Deadline</p>
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<p>Rushes OSHA Rulemaking on Lead. AB 457 (Quirk; D-Hayward) Cuts short Cal/OSHA’s time to consider the effect of drastic reductions being considered by Cal/OSHA related to lead exposure by compelling that the regulations be fully adopted by February 2020. This leaves no time for Cal/OSHA or the business community to analyze the effects of these new stringent standards and could result in regulations being rushed through that California businesses simply cannot meet. Oppose Unless Amended.</p>	<p>Senate Inactive File 7/5/19</p>
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<p>Usurps Cal/OSHA Prioritization. AB 35 (Kalra; D-San Jose) Requires a workplace investigation by Cal/OSHA, within three days, whenever the Department of Public Health records an employee’s blood lead level at 20 micrograms, a level well below present regulatory standards. Also redirects Cal/OSHA resources by compelling full investigations when such may not be necessary and will undermine existing Cal/OSHA priorities. Oppose Unless Amended.</p>	<p>Senate Appropriations Hearing 8/12/19</p>
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<p>Targeted Employer Training. AB 203 (Salas; D-Bakersfield) Seeks to address a regional safety concern regarding Valley Fever by requiring a targeted training program for employees in industries and occupations that are most at risk. Support.</p>	<p>Senate Appropriations Suspense File 7/1/19</p>
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Insurance

<p>Insurance Issues Presentations for New Legislators. AB 1591 (Cooley; D-Rancho Cordova) Creates semi-annual presentations by Insurance Commissioner to legislative committees with jurisdiction over insurance to provide critical information regarding role of National Association of Insurance Commissioners in setting insurance standards. Support.</p>	<p>Senate Appropriations Suspense File 7/8/19</p>
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Subject—CalChamber Position	Status
Labor and Employment	
<p>Independent Contractor Status. AB 5 (Gonzalez; D-San Diego) The <i>Dynamex</i> decision should not be a one size fits all and the professions and individuals identified in AB 5 should be exempted from its application; however, additional, similarly situated industries/professions/and independent contractors should also be included in the exemptions. Support If Amended.</p>	Senate Appropriations 7/10/19
<p>Significant Expansion of California Family Rights Act. SB 135 (Jackson; D-Santa Barbara) Significantly harms small employers in California with as few as 5 employees by requiring these employers to provide 12 weeks of a protected leave of absence each year, in addition to existing leaves of absences already required, as well as potentially requiring larger employers to provide 10 months of protected leave, with the exposure to costly litigation for any alleged violation. Oppose/Job Killer 2019.</p>	Senate Inactive File 5/30/19; Failed Deadline
<p>Uncapped New Leave of Absence for Employees and Their Family Members. AB 628 (Bonta; D-Oakland) Significantly expands the definition of sexual harassment under the Labor Code, which is different than the definition in the Government Code, leading to inconsistent implementation of anti-harassment policies, confusion, and litigation. Also, provides an unprecedented, uncapped leave of absence for victims of sexual harassment and their “family members” which is broadly defined, that will add another layer of burdens on employers and their ability to manage their workforce. Oppose/Job Killer 2019.</p>	Failed passage in Assembly 5/29/19
<p>Increased Cost on Employers for Use of Personal Services Contracts. AB 790 (Levine; D-San Rafael) Discourages and reduces the use of “personal services contracts” as defined, by requiring the hiring entity to pay a minimum contractual compensation rate at 85% of the area median income, which will presumably include wages from different industries and occupations that are not comparable to personal services, and reduce jobs for individuals who perform the work under personal services contracts. Oppose/Job Killer 2019.</p>	Assembly Appropriations Suspend File 5/1/19; Failed Deadline
<p>Unfair Expansion of Penalties Against an Employer for Alleged Wage Violation. AB 673 (Carrillo; D-Los Angeles) Before amendments, unfairly penalized an employer twice for the same Labor Code violation and created a new private right of action, allowing three different avenues of recovery for the same alleged violation while reducing revenue to the State. Opposition and job killer tag removed due to May 24, 2019 amendments. No Position/Former Job Killer 2019.</p>	Senate Appropriations 7/11/19
<p>New Three-Month Leave of Absence on Employers. AB 1224 (Gray; D-Merced) Before amendments, unduly burdened and increased costs on employers, by mandating they provide an additional three-month protected leave of absence from work for family medical leave, that could total over 6 months of leave for an employee, and exposed employers to costly litigation for any alleged violation. Opposition removed due to April 22, 2019 amendments. No Position.</p>	Held in Assembly Appropriations Suspend File 5/16/19; Failed Deadline
<p>Healthy Workplaces, Healthy Families Act. AB 555 (Gonzalez; D-San Diego) Amends the Healthy Workplaces, Healthy Families Act to extend the number of paid sick days employers are required to provide from 3 days to 5 days and provides state preemption for specific provisions of the Act. Oppose Unless Amended.</p>	Assembly Inactive File 5/30/19; Failed Deadline
<p>Expansion of Job-Protected Leave. AB 1478 (Carrillo; D-Los Angeles) Significantly amends current law regarding job-protected leave for jury duty, victims of a crime, domestic violence, sexual assault or stalking by creating a new private right action for potential employer violations. Oppose.</p>	Senate Appropriations 7/11/19; Failed Deadline
<p>Extension of Statute of Limitations. AB 9 (Reyes; D-San Bernardino) Unnecessarily extends the statute of limitations from one year to three years for all discrimination, harassment and retaliation claims filed with the Department of Fair Employment and Housing. Oppose Unless Amended.</p>	Senate Appropriations 7/10/19

Subject—CalChamber Position	Status
<p>Sexual Harassment Retaliation Requirements. AB 171 (Gonzalez; D-San Diego) Places additional and duplicative, sexual harassment protections in the Labor Code, which are already protected under the Fair Employment and Housing Act (FEHA), exposing employers to additional liability including Private Attorneys General Act (PAGA) claims. Oppose.</p>	<p>Senate Appropriations Hearing 8/12/19</p>
<p>Labor Contractor Joint Liability. AB 170 (Gonzalez; D-San Diego) Expands joint liability for labor contractors to all employment-related harassment claims. There is no basis for holding a business that contracts for services statutorily liable for the harassment of another’s employees when there is no way in which that contractor can engage or force a labor contract company to comply with provisions of the Fair Employment and Housing Act or the Labor Code. Oppose.</p>	<p>Senate Floor 7/5/19</p>
<p>Lactation Accommodation. SB 142 (Wiener; D-San Francisco) Significantly amends current law regarding lactation accommodations by implementing new building code requirements, location standards, employer policy requirements, document retention and supplementary Labor Code penalties. Oppose.</p>	<p>Assembly Appropriations 7/3/19</p>
<p>Food Deliveries. AB 1360 (Ting; D-San Francisco) Imposes onerous new requirements related to food handling and preparation on businesses and individuals who simply deliver for food establishments, which increases costs for delivery businesses and limits work opportunities for drivers. Oppose.</p>	<p>Senate Appropriations 7/11/19</p>
<p>Call Centers. AB 1677 (Weber; D-San Diego) Improperly seeks to penalize California companies who move their call centers out of the country. Oppose.</p>	<p>Senate Appropriations Hearing 8/12/19</p>
<p>Disclosure of Company Pay Data. SB 171 (Jackson; D-Santa Barbara) Requires California employers to submit pay data to state agencies that could give the false impression of pay disparity where none may exist. Oppose.</p>	<p>Assembly Appropriations 7/5/19</p>
<p>Imposes New One-Sided Attorney’s Fee Recovery. AB 403 (Kalra; D-San Jose) Undermines the essence of the Division of Labor Standards Enforcement (DSLE) complaint process by requiring a one-sided attorney’s fee provision that will incentivize further litigation. Oppose.</p>	<p>Senate Appropriations Hearing 8/12/19</p>
<p>Prevailing Wage. AB 520 (Kalra; D-San Jose) Codifies a limited definition of the term “de minimis” to determine what level of public subsidy triggers prevailing wage requirements on an otherwise private project, overturning the established practice of viewing the subsidy in the context of the entire project. Oppose.</p>	<p>Senate Floor 6/25/19</p>
<p>Wage and Hour Penalties. SB 688 (Monning; D-Carmel) Before amendments, imposed Labor Code penalties for wage violations in addition to the penalties already available under the Private Attorneys General Act (PAGA), and imposed personal liability for even unintentional or minor violations. Opposition removed due to April 25, 2019 amendments. No Position.</p>	<p>Assembly Appropriations 7/9/19</p>
<p>Janitorial Workers Training Requirements. AB 547 (Gonzalez; D-San Diego) Unnecessarily mandates additional registration, enforcement, and training requirements on employers and individuals in the janitorial business. Oppose.</p>	<p>Senate Floor 6/25/19</p>
<p>Limits Efficiency Improvements at the Ports. AB 1321 (Gipson; D-Carson) Significantly expands the State Lands Commission’s authority by allowing the Commission to make determinations regarding automation technology at the ports based upon employee safety, which is not the Commission’s expertise, and could result in limited efficiencies at the ports. Oppose.</p>	<p>Senate Appropriations 7/9/19</p>
<p>Unfair Disclosure Mandate. AB 1404 (Santiago; D-Los Angeles) Unfairly targets one California health facility and mandates the disclosure of personal financial information in an effort to gain leverage in collective bargaining negotiations. Oppose.</p>	<p>Senate Appropriations 7/11/19</p>

Subject—CalChamber Position	Status
<p>Commission on the Future of Work. SB 730 (Stern; D-Canoga Park) Before amendments, created a state Commission on the Future of Work, tasked to address the questions emerging as new technology and innovations transform entire industries with automation. Support position removed due to June 18, 2019 amendments. No Position.</p>	<p>Assembly Appropriations 7/9/19</p>

Legal Reform and Protection

<p>Ban on Arbitration Agreements. AB 51 (Gonzalez; D-San Diego) Significantly expands employment litigation and increases costs for employers and employees by banning arbitration agreements made as a condition of employment, which is likely preempted under the Federal Arbitration Act and will only delay the resolution of claims. Banning such agreements benefits the trial attorneys, not the employer or employee. Governor Brown vetoed a similar measure last year and stated it “plainly violates federal law.” Oppose/Job Killer 2019.</p>	<p>Senate Appropriations Hearing 8/12/19</p>
<p>Increased Litigation. SB 320 (Jackson; D-Santa Barbara) Exposes businesses to costly litigation for a consumer’s assertion that any price difference on “substantially similar” goods, even a nominal amount, is based on gender and therefore the consumer is entitled to a minimum of \$4,000. Oppose/Job Killer 2019.</p>	<p>Failed passage in Senate Judiciary 4/30/19; Failed Deadline</p>
<p>Employee-Union Agent Evidentiary Privilege. AB 418 (Kalra; D-San Jose) Creates a new evidentiary privilege that is one-sided and will provide a union representative with an unfair opportunity to preclude relevant evidence during litigation regarding labor disputes or collective bargaining, that may ultimately result in the miscarriage of justice. Oppose.</p>	<p>Senate Floor 7/5/19</p>
<p>Local Enforcement of Fair Employment and Housing Act. SB 218 (Bradford; D-Gardena) Creates uncertainty, inconsistency, and confusion with regard to the application and interpretation of the Fair Employment and Housing Act (FEHA) by granting local jurisdictions the authority to enforce FEHA instead of maintaining and limiting authority to the state Department of Fair Employment and Housing and enacts local ordinances regarding discrimination that goes beyond FEHA. Oppose.</p>	<p>Assembly Appropriations 7/10/19</p>
<p>Expanding False Claims Act to Include Tax Filings. AB 1270 (Mark Stone; D-Scotts Valley) Expands the False Claims Act to allow the Attorney General and private attorneys to sue taxpayers on perceived tax errors, creating inconsistent tax enforcement, litigation, and nuisance suits for taxpayers. Oppose.</p>	<p>Senate Appropriations 7/10/19</p>
<p>Attack on Arbitration. SB 707 (Wieckowski; D-Fremont) Discourages the use of arbitration by subjecting employers to significant monetary, evidentiary, and criminal sanctions if the company fails to pay any cost or fee associated with arbitration, even if there is a valid fee dispute. Oppose.</p>	<p>Assembly Floor 6/19/19</p>
<p>Ban on No-Rehire Provisions. AB 749 (Mark Stone; D-Scotts Valley) Unnecessarily bans the use of no-rehire provisions in settlement agreements for all employees, including those who have engaged in unlawful or egregious behavior. Oppose.</p>	<p>Senate Floor 6/27/19</p>
<p>Expansion of California Public Records Act. SB 749 (Durazo; D-Los Angeles) Unnecessarily requires the disclosure of private employees’ personnel and financial data, as well as private employers’ trade secrets under the California Public Records Act, thereby usurping the role of the judiciary and eliminating economic value of confidential information. Oppose.</p>	<p>Assembly Appropriations Suspend File 7/10/19</p>
<p>Unfair Contractual Mandates on Use of Motorized Scooters. AB 1286 (Muratsuchi; D-Torrance) Before amendments, significantly increased costs and litigation on shared mobility providers by prohibiting arbitration agreements as a part of the consumer contract, which is preempted under the Federal Arbitration Act and will create uncertainty and delay for the resolution of disputes. Opposition and job killer tag removed due to May 1, 2019 amendments. No Position/Former Job Killer 2019.</p>	<p>Senate Judiciary 5/29/19; Failed Deadline</p>

Subject—CalChamber Position	Status
Small Business Notice. AB 1607 (Boerner Horvath; D-Encinitas) Provides notice to businesses at the time they get their license of the Gender Tax Repeal Act so that they can avoid predatory and costly lawsuits. Sponsor/Co-Sponsor.	Senate Appropriations Hearing 8/12/19
Investment in Judicial Branch. SB 16 (Roth; D-Riverside) Funds additional superior court judgeships, which will help ensure the efficient resolution of civil disputes. Support.	Held in Senate Appropriations Suspense File 5/16/19

Marijuana/Cannabis

Clarifies Existing Law. AB 228 (Aguiar-Curry; D-Winters) Updates definition of adulteration of products to explicitly exclude industrial hemp, a legal product in the United States and California. Support.	Senate Appropriations Hearing 8/12/19
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Other

Parking Laws Repeal. AB 516 (Chiu; D-San Francisco) Causes loss of revenue to businesses and potentially leads to community blight by allowing prolonged parking on public streets. Oppose.	Senate Appropriations 7/9/19
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Privacy and Cybersecurity

Significant Expansion of Liability and Litigation Under California Consumer Privacy Act (CCPA) of 2018. SB 561 (Jackson; D-Santa Barbara) Creates an onerous and costly private right of action that will primarily benefit trial lawyers, allowing them to sue for any violations of the CCPA, and removes businesses' 30-day right to cure an alleged violation of the CCPA as well as businesses' ability to seek guidance from the Attorney General on how to comply with this confusing and complex law. Oppose/ Job Killer 2019	Held in Senate Appropriations Suspense File 5/16/19; Failed Deadline
Significant, Unworkable Expansion of Business Obligations under the California Consumer Privacy Act (CCPA). AB 1760 (Wicks; D-Oakland) Seeks to impose a completely new and onerous privacy regime on businesses before the CCPA—a law that already imposes a huge burden on businesses of all sizes—has even come into effect. Among many other significant changes, the bill would redraft the CCPA's right for a consumer to “opt out” of the sale of data and morph it into a right to “opt in” to the sharing of data. This would actually result in confusion and annoyance for consumers—forcing them to “click through” opt-in consents on just about every website they visit and more. Oppose.	Assembly Judiciary 4/22/19; Failed Deadline
Expansion of Civil Litigation for Data Breaches. AB 1035 (Mayes; R-Yucca Valley) Before amendments, unfairly required businesses to notify consumers of a data breach within 72 hours, which would place an unrealistic compliance burden on businesses before they can reasonably assess the extent of the breach, thereby unnecessarily causing harm to consumers and increasing businesses' class action exposure. Opposition and job killer tag removed due to April 22, 2019 amendments. No Position/ Former Job Killer 2019.	Senate Judiciary 5/22/19; Failed Deadline
Significant Expansion of Liability and Litigation for Consumer Data. AB 288 (Cunningham; R-San Luis Obispo) Creates an onerous private right of action with a right to excessive punitive damages for purely economic losses at a low evidentiary standard, along with attorney's fees, for a new consumer right to delete data that conflicts with the consumer right to delete recently provided by the California Consumer Privacy Act. Oppose/ Job Killer 2019.	Assembly Privacy & Consumer Protection 2/11/19; Failed Deadline

Subject—CalChamber Position	Status
<p>Requires Unworkable Disclosures on Packaging of All Connected Devices and Vague Requirements on Websites and Apps. SB 299 (Jackson; D-Santa Barbara) Requires manufacturers to place onerous, duplicative, and premature data security and notification requirements on the packaging of connected devices and vaguely prohibits any websites or apps from using personal information of a minor to “direct any content” to them. Oppose.</p>	Senate Judiciary 4/10/19; Failed Deadline
<p>Clarifies Definition of Consumer. AB 25 (Chau; D-Monterey Park) Clarifies that a “consumer” under the California Consumer Privacy Act (CCPA) does not include employees of or job applicants to a business, which would create huge, additional compliance costs for businesses for something never intended by this law designed for “consumers” and could lead to serious, unintended consequences. Support.</p>	Senate Appropriations 7/11/19
<p>Clarifies the California Consumer Privacy Act’s (CCPA) Definition of Personal Information and Deidentified Information. AB 873 (Irwin; D-Thousand Oaks) Ensures that businesses do not need to collect more personal information from consumers and keep it all in one place (which makes it more vulnerable to hackers) in order to respond to CCPA requests. Support.</p>	Failed passage in Senate Judiciary 7/9/19; Failed Deadline
<p>Clarifies the California Consumer Privacy Act’s Definition of “Publicly Available” Information. AB 874 (Irwin; D-Thousand Oaks) Fixes the CCPA’s unconstitutional limitation on businesses’ distribution of government records, which creates practical problems for businesses that rely on the free flow of public records information, including those involved with real estate, journalism, credit reporting, and many more. Support.</p>	Senate Appropriations Hearing 8/12/19
<p>Loyalty and Rewards Programs. AB 846 (Burke; D-Inglewood) Ensures loyalty and rewards programs (frequent flier miles, rewards levels, hotel points, etc.) can continue by clarifying language in the California Consumer Privacy Act (CCPA) that could make them unlawful. This is a crucial fix that would impact millions of people who enjoy these programs. Support.</p>	Senate Appropriations 7/9/19
<p>Collection and Disclosures of Consumer Personal Information. AB 1416 (Cooley; D-Rancho Cordova) Ensures that crucial government programs can continue without interruption and that businesses can continue protecting consumers against fraud and identity theft, while still carrying out the intent of the California Consumer Privacy Act (CCPA). Support.</p>	Senate Judiciary 6/12/19; Failed Deadline
<p>Expansion of the California Consumer Privacy Act’s (CCPA) Private Right of Action. AB 1130 (Levine; D-San Rafael) Expands the CCPA’s onerous private right of action, which requires no proof of injury. Oppose Unless Amended.</p>	Senate Appropriations Hearing 8/12/19
<p>Creation of Onerous and Unnecessary Burdens for “Smart Speakers.” AB 1395 (Cunningham; R-San Luis Obispo) Creates unnecessary, unworkable requirements on smart speakers that will ultimately harm consumers’ ability to use this technology to its full potential, including those for whom this technology provides a significant improvement to quality of life, such as seniors and the disabled community. Oppose.</p>	Senate Judiciary 6/6/19; Failed Deadline
<p>Removes Burdensome Requirement. AB 1564 (Berman; D-Palo Alto) Removes the requirement that all businesses provide a 1-800 number for consumers to exercise their California Consumer Privacy Act (CCPA) rights, which is burdensome for small businesses, and instead permits a business to offer an email and a mailing address as an alternative. Support.</p>	Senate Appropriations 7/11/19
<p>Protects Consumer Access to Vehicle Safety Information. AB 1146 (Berman; D-Palo Alto) Reasonable fix to the California Consumer Privacy Act (CCPA) to ensure consumers exercising their rights to sale and deletion of data under the CCPA do not find themselves unable to receive information regarding necessary vehicle repairs relating to warranty work or a safety recall. Support.</p>	Senate Appropriations Hearing 8/12/19

Subject—CalChamber Position	Status
<p>Creation of Onerous and Unnecessary Burdens for Online Marketplaces. AB 1790 (Wicks; D-Oakland) Weakens protections against counterfeits and fraud on online marketplaces and will require online marketplaces to impose and enforce an insurance mandate on all sellers, including small or occasional sellers, which is burdensome and unrealistic. Oppose.</p>	<p>Passed Senate Judiciary 7/9/19</p>
<p>Unnecessarily Requires Parental Consent for Social Media. AB 1138 (Gallagher; R-Nicolaus) Before amendments, required social media sites to obtain the consent of a parent or legal guardian before opening an account for someone under age 16 in a manner that conflicts with federal law. Opposition removed due to May 13, 2019 amendments that enabled the bill to conform to federal law. No Position.</p>	<p>Senate Floor 7/11/19</p>
<p>Creation of Balanced Approach to Regulations of Unmanned Aircraft System Industry. AB 1190 (Irwin; D-Thousand Oaks) Intends to bring together industry, local government, law enforcement, and other stakeholders to discuss a common-sense approach to regulating the growing unmanned aircraft system (UAS) industry. Support.</p>	<p>Senate Rules 5/24/19</p>

Product Regulation

<p>Cosmetic Product Ban. AB 495 (Muratsuchi; D-Torrance) Bypasses a legislatively mandated analytical process to judge the safety of consumer products and seeks to prohibit safe cosmetic products based upon the mere presence of a chemical in the product, no matter the level, that will lead to potential regrettable substitutions and job losses in the cosmetic industry. Oppose/Job Killer 2019.</p>	<p>Assembly Environmental Safety & Toxic Materials 3/28/19; Failed Deadline</p>
<p>Cosmetic Ingredient Disclosure. SB 574 (Leyva; D-Chino) Before amendments, would have had significant economic repercussions on U.S. cosmetic manufacturers by requiring them to disclose publicly confidential business information for proprietary formulations and further added additional regulatory costs by expanding a reporting program within the California Department of Public Health not utilized by consumers. Opposition removed due to June 26, 2019 amendments. No Position.</p>	<p>Assembly Appropriations 7/2/19</p>
<p>Overreaching Performance Standard. AB 1672 (Bloom; D-Santa Monica) Imposes a new performance standard on flushable wipe products that would effectively ban most flushable wipes from the North American market without a sound scientific basis. Oppose.</p>	<p>Assembly Appropriations Suspense File 5/8/19; Failed Deadline</p>

Recycling

<p>Unprecedented Product Regulation in California. SB 54 (Allen; D-Santa Monica) Substantially increases the cost to manufacture and ship consumer products sold in California by providing CalRecycle with broad authority to develop and impose costly and unrealistic new mandates on manufacturers of all single-use packaging and certain single-use plastic consumer products under an unrealistic compliance time frame that fails to address California's lack of recycling and composting infrastructure. Oppose/Job Killer 2019.</p>	<p>Assembly Appropriations 7/10/19</p>
<p>Unprecedented Product Regulation in California. AB 1080 (Gonzalez; D-San Diego) Substantially increases the cost to manufacture and ship consumer products sold in California by providing CalRecycle with broad authority to develop and impose costly and unrealistic new mandates on manufacturers of all single-use packaging and certain single-use plastic consumer products under an unrealistic compliance time frame that fails to address California's lack of recycling and composting infrastructure. Oppose/Job Killer 2019.</p>	<p>Senate Appropriations Hearing 8/12/19</p>

Subject—CalChamber Position	Status
<p>Lithium Ion Battery Mandate. AB 1509 (Mullin; D-South San Francisco) Establishes and imposes on manufacturers, importers, or sellers of lithium ion batteries an unmanageable obligation to meet specified annual collection and recycling rate targets far beyond rates that have ever been reached, anywhere in the world, and authorizes CalRecycle to promulgate an onerous stewardship program that would likely dismantle the Call2Recycle® battery collection program in California. Oppose.</p>	Senate Environmental Quality 6/6/19; Failed Deadline
<p>Unattainable Recycling Content Mandate. AB 792 (Ting; D-San Francisco) Requires manufacturers of plastic beverage containers sold in California to meet an impossible 75% recycling content requirement by 2030 or pay fines. The amount of available rPET in the marketplace does not support any percentage requirement for recycled content in plastic containers above 25%. Oppose Unless Amended.</p>	Senate Appropriations Hearing 8/12/19
<p>Raises Costs for Carpet Manufacturing. AB 729 (Chu; D-San Jose) Harms the Carpet America Recovery Effort (CARE) Program, which has seen a 29% improvement in carpet recycling, by replacing the current carpet stewardship 35-cent assessment per cubic yard of carpet with a complicated, difficult to calculate and potentially costly differential assessment, thereby directly contradicting the process that CalRecycle approved in February 2019 and raising the cost of manufacturing new carpet in California. Oppose.</p>	Senate Appropriations Hearing 8/12/19
<p>Woody Biomass Program. AB 257 (Mathis; R-Visalia) Improves California’s air quality, helps minimize the risk of wildfires, reduces the amount of organic waste disposed of in landfills and creates more jobs in rural communities by creating a woody biomass collection and conversion program that would collect and convert otherwise valueless organic matter into a renewable energy source. Support.</p>	Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline

Regulatory Reform

<p>Regulatory Reform. AB 312 (Cooley; D-Rancho Cordova) Promotes greater accountability, improved efficiency and modernization of regulations by requiring agencies to review and update their regulations. Support.</p>	Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline
<p>License Relief for Disaster Victims. SB 601 (Morrell; R-Rancho Cucamonga) Allows state agencies that issue business licenses to establish a procedure to reduce licensing fees for businesses affected by emergencies to help California businesses rebuild after disasters. Support/Job Creator 2019.</p>	Assembly Appropriations 7/10/19
<p>Small Business Penalty Relief. AB 1545 (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 2019.</p>	Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline

Taxation

<p>\$20 Billion Tax Increase. SB 468 (Jackson; D-Santa Barbara) Before amendments, repealed several of California’s most popular and most important tax exemptions and expenditures, which would raise taxes by \$20 billion. Job killer status removed due to May 7, 2019 amendments that eliminate the automatic repeal of these tax exemptions. CalChamber remains Oppose Unless Amended. Oppose Unless Amended/Former Job Killer 2019.</p>	Assembly Appropriations 7/11/19
<p>Targeted Tax on Oil and Gas Operators. SB 246 (Wieckowski; D-Fremont) Unfairly targets one industry by imposing a 10% oil and gas severance tax onto an oil and gas operator, adding another layer of taxes onto this industry that will significantly increase the costs of doing business, thereby increasing prices paid by consumers for goods and services in this expensive state as well. Oppose/Job Killer 2019.</p>	Senate Rules 2/11/19

Subject—CalChamber Position	Status
<p>Staggering Corporate Tax Hike. SB 37 (Skinner; D-Berkeley) Imposes a targeted tax on California business, which, for certain companies, would raise California’s corporate tax rate—already one of the highest in the nation—up to a staggering 22.26%, which amounts to an increase of about 150% and would undoubtedly discourage companies from locating or further investing in the state. Oppose/Job Killer 2019.</p>	Senate Rules 4/3/19
<p>Lowers Voter Threshold for New Tax Increase. SCA 5 (Hill; D-San Mateo) Unnecessarily reduces the voter threshold from two-thirds to 55% for school districts and community college districts to enact a discriminatory parcel tax against disfavored industries and commercial property owners. Oppose/Job Killer 2019.</p>	Senate Inactive File 5/21/19
<p>Targeted Tax on Opioids. AB 1468 (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 2019.</p>	Assembly Floor 5/20/19
<p>Targeted Tax on Purchase of Tires. AB 755 (Holden; D-Pasadena) Imposes a \$1.50 targeted tax on the purchase of new tires, that will unfairly raise prices on California residents, including employers, in order to fund the mitigation of zinc in storm water for all. Oppose/Job Killer 2019.</p>	Assembly Inactive File 5/29/19
<p>Disaster Relief to Homeowners and Businesses Seeking to Rebuild. AB 885 (Irwin; D-Thousand Oaks) Provides greatly needed assistance to victims of natural disasters who choose to reconstruct destroyed homes and business structures on the original site of the disaster, by exempting this reconstruction from being assessed at a higher tax rate. Support.</p>	Senate Appropriations Suspense File 6/24/19

Telecommunications

<p>Extends Sunset on Regulation of Voice over Internet Protocol (VoIP) and Internet Protocol Enabled Service. AB 1366 (Gonzalez; D-San Diego) The California Public Utilities Commission (CPUC) is prohibited from regulating VoIP and Internet Protocol Enabled Service until January 1, 2020, because this is a role best left to the federal government. Extends the sunset date to January 1, 2030, thereby preventing a patchwork of state laws attempting to regulate the internet. Support.</p>	Senate Appropriations 7/10/19
<p>Creates Patchwork of State Laws and Enforcement to Address Illegal Robocalls. SB 208 (Hueso; D-San Diego) Unnecessarily regulates carriers’ efforts to combat illegal robocalls in California even though the industry is already working hard with the Federal Communications Commission to solve the problem of robocalls, and adding a layer of CPUC regulation will complicate efforts to stop illegal robocalls by creating a patchwork of state laws. Oppose.</p>	Assembly Floor 7/11/19

Tourism

<p>Tourism Stimulus. AB 1387 (Wood; D-Santa Rosa) 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.</p>	Senate Natural Resources & Water 6/12/19
<p>Event Incentive Program. SB 736 (Umberg; D-Santa Ana) Creates a fund and associated application process for California to assist local entities or nonprofits to compete with other states to attract large events into California, promoting tourism and local businesses. Support.</p>	Assembly Appropriations 7/9/19

Subject—CalChamber Position	Status
Transportation and Infrastructure	
<p>Increases Transportation Costs. SB 210 (Leyva; D-Chino) Proposes to create a “smog check” program for heavy duty diesel vehicles, which has the potential to substantially increase the costs of transportation and goods in and from California. Gives the California Air Resources Board unfettered authority to impose uncapped fees on transportation companies and truck owners to support the inspection program. Oppose Unless Amended.</p>	<p>Assembly Appropriations 7/8/19</p>
<p>Creates Incentives for Freight Efficiency. AB 371 (Frazier; D-Discovery Bay) Creates opportunity for growth in the freight sector by creating incentives for cost-effective transition to clean fleet technology and requiring agencies to ensure a sustainable California freight industry. Support/Job Creator 2019.</p>	<p>Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline</p>
<p>Unnecessary Disclosure of Individual Data. AB 1142 (Friedman; D-Glendale) Requires the California Public Utilities Commission to disclose individual trip data that is unnecessary and unrelated to the bill’s purposes to local governments and other private entities without adequate protections for consumer data. Oppose.</p>	<p>Senate Appropriations 7/11/19</p>
<p>Encourages Development. AB 245 (Muratsuchi; D-Torrance) Encourages economic development by creating the California Aerospace and Aviation Commission to support the health and competitiveness of California’s aerospace manufacturing sector. Support If Amended.</p>	<p>Senate Governmental Organization 6/17/19; Failed Deadline</p>
<p>Creates Safety Concerns. AB 808 (Chu; D-San Jose) Creates uncertainty and safety concerns by requiring installation of wiper-activated headlamps that may flash unnecessarily at other vehicles. Discourages residents from moving to California by creating a different standard for California cars and prohibiting registration after January 1, 2021. Oppose.</p>	<p>Failed passage in Assembly Transportation 4/22/19; Failed Deadline</p>
Unemployment Insurance	
<p>Unemployment During Trade Disputes. AB 1066 (Gonzalez; D-San Diego) Significantly increases costs on employers engaged in a trade dispute by allowing employees on strike to receive unemployment benefits if the strike lasts more than four weeks, incentivizing strikes, raising costs for employers, and potentially affecting the solvency of California’s Unemployment Insurance Fund. Oppose/Job Killer 2019.</p>	<p>Senate Appropriations Hearing 8/12/19</p>
Water Supply and Quality	
<p>Water Fix. SB 204 (Dodd; D-Napa) Before amendments, increased the costs to implement the WaterFix by creating excessive delays in the contracting process and imposed unreasonable time constraints. Opposition removed due to May 17, 2019 amendments. Neutral.</p>	<p>Assembly Water, Parks & Wildlife 6/6/19, Failed Deadline</p>
<p>Barrier to Water Supply. SB 307 (Roth; D-Riverside) Prohibits new projects in a specific part of the state by adding more unnecessary and unreasonable permit requirements for water conveyance, preventing development of the new much-needed water supplies. Oppose.</p>	<p>Senate Desk 7/11/19</p>
<p>Stock Ponds. AB 448 (Eduardo Garcia; D-Coachella) Brings ranchers into compliance by streamlining a cost-efficient pathway to obtain water rights for currently constructed stock ponds. Support.</p>	<p>Held in Assembly Appropriations Suspense File 5/16/19; Failed Deadline</p>

Subject—CalChamber Position	Status
<p>Recycled Water. SB 332 (Hertzberg; D-Van Nuys) Imposes unworkable mandates on wastewater treatment and management processes resulting in increased costs to businesses as ratepayers. Oppose.</p>	<p>Held in Senate Appropriations Suspense File 5/16/19; Failed Deadline</p>
<p>Workers' Compensation</p>	
<p>Expands Costly Presumption of Injury. SB 567 (Caballero; D-Salinas) Significantly increases workers' compensation costs for public and private hospitals by presuming certain diseases and injuries are caused by the workplace and establishes an extremely concerning precedent for expanding presumptions into the private sector. Oppose/Job Killer 2019.</p>	<p>Failed passage in Senate Labor, Public Employment & Retirement 4/24/19; Failed Deadline</p>
<p>Exemption from Utilization Review. AB 1107 (Chu; D-San Jose) Rolls back recent workers' compensation system reforms, reduces injured worker protections from inappropriate and dangerous treatment, removes barriers to fraud and increases litigation. Oppose.</p>	<p>Senate Labor, Public Employment & Retirement 5/16/19; Failed Deadline</p>
<p>Apportionment. SB 731 (Bradford; D-Gardena) Prohibits consideration of race, religious creed, color, national origin, age, gender, marital status, sex, sexual identity, sexual orientation, or genetic characteristics, for the purposes of apportionment of permanent disability (PD). Support If Amended.</p>	<p>Assembly Insurance 5/30/19; Failed Deadline</p>

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