

California Chamber Vote Record on Major Business Legislation for 2004

This report for the second year of the 2003-04 legislative session focuses on California legislators' floor votes on bills of priority to the California Chamber of Commerce.

This is the 29th vote record the Chamber has compiled. The Chamber publishes this report in response to numerous requests by member firms and local chambers of commerce that would like a gauge by which to measure their legislator's performance.

Partial Picture

No vote record can tell the entire story of a legislator's attitude and actions on issues important to business, including labor issues, overregulation, taxes and the environment. Each year, legislators cast thousands of votes on thousands of proposed laws. To fully evaluate your legislative representative, consult the legislative journals and examine your legislator's votes in committee and on floor issues. You can view these on the legislative counsel's website at www.leginfo.ca.gov.

Most bills in this report cover major business issues that are of great concern to both large and small companies.

If a chapter number is listed after the summary of floor action on the bill, the bill has been signed by the Governor and will become law on January 1, 2005, unless it is an urgency measure or tax levy. The workers' compensation reform bill took effect immediately upon being signed. Numbering of chaptered bills begins again each year.

The Chamber recognizes that there are many bills supported or opposed by business that are not included in this vote record and analysis.

Factors Considered

The Chamber considered the following factors in selecting bills for the vote record:

- The bills and votes reflect legislators' attitudes toward private enterprise, fiscal responsibility and the business climate.

- Each bill was a priority for the Chamber in a particular field. Priority bills appeared in the "Status Report" sections of *Alert* or were reported on in the Chamber's *Inside the Capitol* e-mail update.



- The bills were voted upon on the floor of either the Senate or the Assembly. This year the vote record covers 17 votes in the Senate and 15 in the Assembly.

- Unless otherwise noted, final floor votes are shown. Concurrence votes and conference report votes are considered final votes.

When 'Not Voting' Helps

Sometimes a legislator is unwilling to vote against a colleague, but is willing to support the Chamber's opposition to a bill. In such cases, a legislator may abstain from voting, which will hinder passage of a bill, just as a "no" vote does. To recognize that not voting can

aid the Chamber's opposition to a bill, the vote record includes the number of times legislators did not vote "aye" on a Chamber-opposed bill in the total for the column listing actions "in accord with" the Chamber's position, if the legislator was not absent for the day.

Priority Bills

- **AB 389 (Montañez) - Brownfields Reform.** Encourages redevelopment of urban brownfields by limiting liability for past contamination. Passed Senate August 27, 38-0. Assembly concurred in Senate amendments August 27, 78-0. Chapter 705. Chamber supported.

- **AB 1468 (Kehoe) - Petroleum Reduction: Hidden Gas Tax.** Introduces a new mandate to cut gasoline use by 15 percent, which would likely lead to a gas tax causing higher gasoline prices, increased costs for consumer goods and thousands of lost jobs for California. Passed Assembly as a different bill in June 2003. Failed Senate August 24, 18-15. Chamber opposed/job killer.

- **AB 1829 (Liu) - Public Contracts: Services.** Opens threat of retaliation by overseas trading partners and subsequent loss of jobs and foreign markets

for California products by prohibiting the state from contracting with companies that use employees outside of the United States to provide services under the contract. Passed Senate August 23, 21-14. Assembly concurred in Senate amendments August 26, 46-33. Vetoed. Chamber opposed/job killer.

- **AB 1839 (Montañez) - Motor Vehicle Sale Contracts: Cooling Off Period.** Severely limits credit sources for the purchase of personal vehicles and harms many car dealers by curbing their ability to profit on certain types of sales. Passed Senate August 27, 21-11. Assembly concurred in Senate amendments August 27, 44-31. Vetoed.

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Chamber opposed/
job killer.

● **AB 1927 (Dymally) - Hospital Staffing.** Increases the costs of health care by

requiring hospitals to revise staffing to provide "safe and adequate" professional, technical and support staff care. Passed Senate August 19, 23-14. Assembly refused to concur in Senate amendments August 24, 33-37. Chamber opposed.

● **AB 2042 (Lowenthal) - Port of Los Angeles: Port of Long Beach: Air Pollution.** Increases the costs of goods movement and drives business and jobs from California ports by requiring the City of Los Angeles and the City of Long Beach to prohibit any growth at their respective ports unless that growth can be accomplished with no air pollution increases. Passed Senate August 19, 21-16. Assembly concurred in Senate amendments August 25, 46-31. Vetoed. Chamber opposed/job killer.

● **AB 2317 (Oropeza) - Gender Pay Equity.** Negatively distinguishes California from the rest of the nation by exposing every business to excessive litigation and increases the cost of doing business by mandating excessive damage awards and new civil penalties for gender pay equity violations. Passed Senate August 10, 21-13. Assembly concurred in Senate amendments August 24, 47-32. Vetoed. Chamber opposed/job killer.

● **AB 2584 (Chu) - Water's-Edge Election: Inverted Corporations.** Increases the cost of doing business in California by treating a legally structured foreign entity as a California domiciled company for purpose of the water's edge election. Failed passage in Assembly August 27, 48-28. Chamber opposed.

● **AB 2832 (Lieber) - Minimum Wage.** Increases the cost of doing business by increasing the state minimum wage to \$7.25 in 2005 and to \$7.75 in 2006, which would give California the highest minimum wage in the nation. Employer costs would rise by at least \$2.08 billion annually, raising costs to consumers and driving employers to other states. Passed Senate August 19,

22-14. Assembly concurred in Senate amendments August 23, 46-33. Vetoed. Chamber opposed/job killer.

● **AB 2850 (Ridley-Thomas) - Job Protection: Security Guards.** Unreasonably removes ability of employers to hire or terminate security guards for 90 days following a change in contractors. Passed Assembly May 17, 43-33. Passed Senate August 24, 21-14. Vetoed. Chamber opposed.

● **SB 494 (Escutia) - Health Services.** Increases the cost of auto insurance in California by allowing medical providers to recover from private insurers more than what they were paid in the Medi-Cal program. Passed Assembly August 12, 41-33. Senate concurred in Assembly amendments August 25, 21-13. Vetoed. Chamber opposed.

● **SB 888 (Dunn) - Employment: Homeland Security.** Invites retaliation from trading partners and subsequent negative impact on California jobs, directly or indirectly, by restricting under the guise of "homeland security," California businesses' ability to conduct a portion of their operations abroad. Passed Assembly August 25, 42-35. Senate concurred in Assembly amendments August 27, 24-13. Vetoed. Chamber opposed/job killer.

● **SB 899 (Poochigian) - Workers' Compensation Reform.** Significantly reformed the workers' compensation system. Assembly adopts conference report April 16, 77-3. Senate adopts conference report April 16, 33-3. Chapter 34. Chamber sponsored.

● **SB 1168 (Ortiz) - Biomonitoring Program.** Makes California unfriendly to business by establishing a biomonitoring program that could lead to the elimination or reduction of use of certain chemicals based on mere detection, but not scientifically proven to be harmful and without taking economic considerations into account. Passed Senate May 26, 23-14. Failed passage in Assembly Health Committee June 22, 9-5. Chamber opposed/job killer.

● **SB 1192 (Chesbro) - Substance-Related Disorders.** Increases the cost of health insurance premiums by mandating health care service plans to cover the medically necessary treatment of substance-related disorders. Passed

Key to Using This Section

Y means voted for bill.

N means voted against bill.

● means not voting "aye" on a California Chamber-opposed bill.
— means not voting or absent.

Boldface type indicates votes in accord with Chamber position.

The last three columns are a tabulation of votes in accord with the Chamber position, not in accord with the Chamber and not voting or absent.

Senate May 25, 23-13. Failed passage in Assembly Health June 22, 7-5. Chamber opposed.

● **SB 1397 (Escutia) - Emissions of Air Contaminants: Locomotives and Rail Yards.** Increases the cost of goods movement and discourages job creation by imposing a fee on railroad companies that operate in the counties of Los Angeles, Riverside and San Bernardino. Passed Senate May 26, 21-14. Failed passage in Assembly August 27, 29-38. Chamber opposed/job killer.

● **SB 1492 (Dunn) - Confidential Information.** Inhibits the effective and efficient flow of vital medical information outside of the United States, which could result in reduced medical care or the administration of inappropriate medical care to California citizens overseas. Passed Assembly August 25, 43-35. Senate concurred in Assembly amendments August 27, 22-13. Vetoed. Chamber opposed/job killer.

● **SB 1569 (Dunn) - Provider Remedies.** Increases health care costs by allowing health care providers to sue a health plan for alleged violations of the Knox-Keene Act, even if the Department of Managed Health Care finds the plan has done nothing wrong. Passed Assembly August 25, 41-35. Senate concurred in Assembly amendments August 26, 22-12. Vetoed. Chamber opposed/job killer.

2004 Senate Vote Record

	AB 389 - Brownfields Reform	AB 1468 - Hidden Gas Tax	AB 1829 - Public Contracts	AB 1839 - Vehicle Sale Contracts	AB 1927 - Hospital Staffing	AB 2042 - Ports	AB 2317 - Gender Pay Equity	AB 2584 - Water's-Edge Election	AB 2832 - Minimum Wage	AB 2850 - Security Guards	SB 494 - Health Services	SB 888 - Homeland Security	SB 899 - Workers' Comp Reform	SB 1168 - Biomonitoring	SB 1192 - Substance-Related Disorders	SB 1397 - Locomotives/Rail Yards	SB 1492 - Confidential Information	SB 1569 - Provider Remedies	Total in Accord with Chamber	Not in Accord with Chamber	Not Voting or Absent
Aanestad, S. (R)	Y	N	N	●	N	N	N	Failed Passage in Assembly.	N	N	N	N	Y	N	N	N	N	Y	16	1	0
Ackerman, D. (R)	Y	N	N	N	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
Alarcón, R. (D)	Y	N	Y	Y	Y	Y	Y		Y	Y	Y	Y	N	Y	Y	Y	Y	Y	2	15	0
Alpert, D. (D)	Y	Y	N	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	3	14	0
Ashburn, R. (R)	Y	N	N	●	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
Battin, J. (R)	Y	N	N	●	N	N	N	Failed Passage in Assembly.	N	N	N	●	Y	N	N	N	●	N	17	0	0
Bowen, D. (D)	Y	Y	Y	Y	●	Y	Y		Y	●	Y	●	Y	Y	Y	Y	Y	Y	5	12	0
Brulte, J. (R)	Y	N	N	●	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
Burton, J. (D)	Y	Y	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	15	0
Cedillo, G. (D)	Y	Y	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	15	0
Chesbro, W. (D)	Y	Y	Y	N	Y	Y	Y	Failed Passage in Assembly.	Y	Y	●	Y	Y	Y	Y	Y	Y	Y	4	13	0
Denham, J. (R)	Y	N	N	N	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
Ducheny, D. (D)	Y	●	●	Y	Y	●	Y		●	●	Y	Y	Y	Y	Y	Y	Y	Y	7	10	0
Dunn, J. (D)	Y	Y	Y	Y	Y	Y	●		Y	Y	Y	Y	N	Y	Y	Y	Y	Y	2	15	0
Escutia, M. (D)	Y	Y	Y	Y	Y	Y	Y		Y	Y	Y	Y	N	Y	Y	Y	Y	Y	1	16	0
Figueroa, L. (D)	Y	Y	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	15	0
Florez, D. (D)	Y	N	Y	N	Y	N	Y		Y	Y	Y	Y	Y	Y	N	Y	●	Y	7	10	0
Hollingsworth, D. (R)	Y	N	N	N	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
Johnson, R. (R)	Y	N	N	●	N	N	N		N	N	●	N	Y	N	●	N	N	●	17	0	0
Karnette, B. (D)	Y	●	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	●	●	Y	5	12	0	
**Knight, W. (R)																					
Kuehl, S. (D)	Y	Y	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	15	0
Machado, M. (D)	Y	N	●	N	Y	N	Y		Y	Y	●	Y	Y	●	●	●	Y	Y	10	7	0
Margett, B. (R)	Y	N	●	N	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
McClintock, T. (R)	Y	N	N	N	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
McPherson, B. (R)	Y	●	N	N	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
Morrow, B. (R)	Y	●	N	N	N	N	●		N	N	N	N	Y	N	●	N	N	●	17	0	0
Murray, K. (D)	Y	●	Y	Y	Y	Y	●		Y	Y	Y	Y	Y	Y	Y	Y	Y	●	5	12	0
Oller, R. (R)	Y	N	N	N	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
Ortiz, D. (D)	Y	Y	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	15	0
Perata, D. (D)	Y	Y	Y	Y	Y	Y	Y		●	Y	Y	Y	Y	Y	Y	Y	●	●	5	12	0
Poochigian, C. (R)	Y	N	N	●	N	N	N		N	N	N	N	Y	N	N	N	N	N	17	0	0
Romero, G. (D)	Y	Y	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	15	0
Scott, J. (D)	Y	Y	Y	Y	Y	Y	Y		Y	●	●	Y	—	Y	Y	●	Y	Y	4	12	1
Sher, B. (D)	Y	Y	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	*	Y	*	Y	Y	2	13	2
Soto, N. (D)	Y	Y	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	15	0
Speier, J. (D)	Y	Y	Y	Y	Y	Y	Y		Y	●	Y	Y	Y	Y	Y	Y	Y	Y	3	14	0
Torlakson, T. (D)	Y	●	Y	Y	Y	Y	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	N	4	13	0
Vasconcellos, J. (D)	Y	Y	Y	Y	Y	Y	●		Y	Y	Y	Y	—	Y	Y	Y	Y	Y	2	14	1
Vincent, E. (D)	—	Y	*	●	*	*	*		*	Y	●	Y	*	Y	Y	Y	Y	*	2	7	8

* Absent due to family illness.

** Deceased May 7, 2004.

2004 Assembly Vote Record

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Aghazarian, G. (R)	Y	Y	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Bates, P. (R)	Y	Y	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Benoit, J. (R)	Y	Y	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Berg, P. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	13	0
Bermudez, R. (D)	Y	Y	Y	●	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	3	12	0
Bogh, R. (R)	Y	Y	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Calderon, R. (D)	Y	Y	Y	Y	Y	Y	Y	●	Y	Y	—	Y	Y	Y	Y	●	Y	N	5	9	1
Campbell, J. (R)	Y	Y	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Canciamilla, J. (D)	Y	Y	Y	Y	●	Y	Y	Y	●	N	N	Y	Y	Y	Y	N	N	N	8	7	0
Chan, W. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	13	0
Chavez, E. (D)	Y	Y	Y	Y	Y	Y	Y	●	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	3	12	0
Chu, J. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	13	0
Cogdill, D. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Cohn, R. (D)	Y	Y	Y	●	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	●	Y	Y	4	11	0
Corbett, E. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	●	Y	Y	3	12	0
Correa, L. (D)	Y	Y	Y	●	Y	N	Y	Y	Y	●	Y	Y	Y	Y	Y	Y	Y	N	6	9	0
Cox, D. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Daucher, L. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Diaz, M. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	●	Y	Y	3	12	0
Dutra, J. (D)	Y	Y	Y	Y	●	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	N	Y	Y	5	10	0
Dutton, R. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Dymally, M. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	13	0
Firebaugh, M. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	13	0
Frommer, D. (D)	Y	Y	Y	N	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	3	12	0
Garcia, B. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	Y	Y	N	N	N	15	0	0
Goldberg, J. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	1	14	0
Hancock, L. (D)	—	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	0	14	1
Harman, T. (R)	Y	N	N	N	Y	N	●	N	N	N	N	N	Y	N	N	N	N	N	14	1	0
Haynes, R. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	N	N	N	N	N	15	0	0
Horton, J. (D)	Y	Y	●	Y	Y	Y	Y	Y	Y	Y	Y	●	Y	Y	Y	●	Y	Y	5	10	0
Horton, S. (R)	Y	N	N	N	N	N	Y	N	N	N	N	N	Y	N	N	N	N	N	14	1	0
Houston, G. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	N	N	N	N	N	15	0	0
Jackson, H. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y	Y	Y	Y	Y	1	14	0
Keene, R. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	N	N	N	N	N	15	0	0
Kehoe, C. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	●	Y	Y	3	12	0
Koretz, P. (D)	Y	*	●	*	*	*	●	*	Y	Y	*	Y	Y	Y	Y	●	*	*	5	2	8
La Malfa, D. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	N	N	N	N	N	15	0	0
La Suer, J. (R)	Y	N	N	N	N	N	N	N	N	N	N	N	Y	N	N	N	●	N	15	0	0
Laird, J. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	13	0
Leno, M. (D)	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	2	13	0

* Absent due to family illness.

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Leslie, T. (R)	Y		N	N	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
Levine, L. (D)	Y	Passed Assembly as a different subject.	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Committee.	Committee.	●	Y	Y	3	12	0
Lieber, S. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Liu, C. (D)	Y		Y	Y	Y	Y	Y	Y	Y	●	Y	Y	Y			●	Y	Y	4	11	0
Longville, J. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Lowenthal, A. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Maddox, K. (R)	Y		N	Y	N	Y	N	N	N	●	N	N	Y			N	N	●	13	2	0
Maldonado, A. (R)	Y		N	N	N	Y	Y	Y	N	N	N	N	Y			N	N	N	12	3	0
Matthews, B. (D)	—		Y	N	N	N	Y	Y	N	N	Y	N	Y			N	N	Y	9	5	1
Maze, B. (R)	Y		N	N	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
McCarthy, K. (R)	Y	Passed Assembly as a different subject.	N	N	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
Montañez, C. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Mountjoy, D. (R)	Y		N	●	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
Mullin, G. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Nakanishi, A. (R)	Y		N	N	N	N	N	N	N	N	●	N	Y			N	N	●	15	0	0
Nakano, G. (D)	Y		Y	Y	●	Y	Y	Y	Y	Y	●	Y	Y			●	Y	Y	5	10	0
Nation, J. (D)	Y		N	●	●	Y	Y	Y	Y	●	Y	N	Y			Y	Y	Y	7	8	0
Negrete McLeod, G. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Nuñez, F. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Oropeza, J. (D)	Y		Y	Y	Y	Y	Y	Y	Y	—	Y	Y	Y			●	Y	Y	3	11	1
Pacheco, R. (R)	Y		N	N	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
Parra, N. (D)	Y		Y	Y	N	N	Y	Y	Y	N	Y	Y	Y			N	N	N	8	7	0
Pavley, F. (D)	Y		Y	Y	●	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	3	12	0
Plescia, G. (R)	Y		N	N	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
Reyes, S. (D)	Y		Y	Y	●	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	3	12	0
Richman, K. (R)	Y		N	N	N	●	N	Y	N	N	N	N	Y			N	N	N	14	1	0
Ridley-Thomas, M. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Runner, S. (R)	Y		N	N	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
Salinas, S. (D)	Y		Y	Y	●	Y	Y	Y	Y	Y	Y	Y	Y			●	Y	Y	4	11	0
Samuelian, S. (R)	Y		N	N	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
Simitian, J. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	N	Y			Y	Y	N	4	11	0
Spitzer, T. (R)	Y		N	N	N	N	N	N	N	N	N	●	Y			N	N	N	15	0	0
Steinberg, D. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Strickland, T. (R)	Y		N	N	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
Vargas, J. (D)	Y		Y	Y	●	Y	Y	Y	Y	Y	●	Y	Y			●	Y	Y	5	10	0
Wesson, H. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Wiggins, P. (D)	Y		Y	Y	Y	Y	Y	Y	Y	Y	Y	Y	Y			Y	Y	Y	2	13	0
Wolk, L. (D)	Y		Y	Y	N	Y	Y	Y	Y	Y	Y	N	Y			N	N	Y	6	9	0
Wyland, M. (R)	Y		N	N	N	N	N	N	N	N	N	N	Y			N	N	N	15	0	0
Yee, L. (D)	Y		Y	Y	N	N	Y	Y	Y	Y	Y	Y	Y			N	Y	N	6	9	0

California Chamber Best Business Votes

Legislators are listed in descending order according to how often they voted in accord with the California Chamber's position (first number) versus how often their votes were not in accord with the Chamber's position (second number) in 2004. Total votes may not match the vote record because the tally for absent/not voting is not included in this list.

80% or more with Chamber

60%-79% with Chamber

40%-59% with Chamber

Less than 40% with Chamber

Senate

Assembly

Ackerman, Dick (R) 17-0
 Ashburn, Roy (R) 17-0
 Battin, Jim (R) 17-0
 Brulte, James (R) 17-0
 Denham, Jeff (R) 17-0
 Hollingsworth, Dennis (R) 17-0
 Johnson, Ross (R) 17-0
 Margett, Bob (R) 17-0
 McClintock, Tom (R) 17-0
 McPherson, Bruce (R) 17-0
 Morrow, Bill (R) 17-0
 Oller, Rico (R) 17-0
 Poochigian, Charles (R) 17-0

Aanestad, Samuel (R) 16-1

Machado, Mike (D) 10-7

Ducheny, Denise Moreno (D) 7-10
 Florez, Dean (D) 7-10

Bowen, Debra (D) 5-12
 Karnette, Betty (D) 5-12
 Murray, Kevin (D) 5-12
 Perata, Don (D) 5-12

Scott, Jack (D) 4-12

Chesbro, Wesley (D) 4-13
 Torlakson, Tom (D) 4-13

Alpert, Dede (D) 3-14
 Speier, Jackie (D) 3-14

*Vincent, Edward (D) 2-7

Sher, Byron (D) 2-13

Vasconcellos, John (D) 2-14

Alarcón, Richard (D) 2-15
 Burton, John (D) 2-15
 Cedillo, Gilbert (D) 2-15
 Dunn, Joseph (D) 2-15
 Figueroa, Liz (D) 2-15
 Kuehl, Sheila James (D) 2-15
 Ortiz, Deborah (D) 2-15
 Romero, Gloria (D) 2-15
 Soto, Nell (D) 2-15

Escutia, Martha (D) 1-16

Aghazarian, Greg (R) 15-0
 Bates, Patricia (R) 15-0
 Benoit, John (R) 15-0
 Bogh, Russ (R) 15-0
 Campbell, John (R) 15-0
 Cogdill, David (R) 15-0
 Cox, Dave (R) 15-0
 Daucher, Lynn (R) 15-0
 Dutton, Robert (R) 15-0
 Garcia, Bonnie (R) 15-0
 Haynes, Ray (R) 15-0
 Houston, Guy (R) 15-0
 Keene, Richard (R) 15-0
 La Malfa, Doug (R) 15-0
 La Suer, Jay (R) 15-0
 Leslie, Tim (R) 15-0
 Maze, Bill (R) 15-0
 McCarthy, Kevin (R) 15-0
 Mountjoy, Dennis (R) 15-0
 Nakanishi, Alan (R) 15-0
 Pacheco, Robert (R) 15-0
 Plescia, George (R) 15-0
 Runner, Sharon (R) 15-0
 Samuelian, Steve (R) 15-0
 Spitzer, Todd (R) 15-0
 Strickland, Tony (R) 15-0
 Wyland, Mark (R) 15-0

Harman, Tom (R) 14-1
 Horton, Shirley (R) 14-1
 Richman, Keith (R) 14-1

Maddox, Ken (R) 13-2

Maldonado, Abel (R) 12-3

Matthews, Barbara (D) 9-5

Canciamilla, Joe (D) 8-7
 Parra, Nicole (D) 8-7

Nation, Joe (D) 7-8

Correa, Lou (D) 6-9
 Wolk, Lois (D) 6-9
 Yee, Leland (D) 6-9

*Koretz, Paul (D) 5-2

Calderon, Ron (D) 5-9

Dutra, John (D) 5-10
 Horton, Jerome (D) 5-10
 Nakano, George (D) 5-10
 Vargas, Juan (D) 5-10

Cohn, Rebecca (D) 4-11
 Liu, Carol (D) 4-11
 Salinas, Simon (D) 4-11
 Simitian, Joe (D) 4-11

Oropeza, Jenny (D) 3-11

Bermudez, Rudy (D) 3-12
 Chavez, Ed (D) 3-12
 Corbett, Ellen (D) 3-12
 Diaz, Manny (D) 3-12
 Frommer, Dario (D) 3-12
 Kehoe, Christine (D) 3-12
 Levine, Lloyd (D) 3-12
 Pavley, Fran (D) 3-12
 Reyes, Sarah (D) 3-12

Berg, Patty (D) 2-13
 Chan, Wilma (D) 2-13
 Chu, Judy (D) 2-13
 Dymally, Mervyn (D) 2-13
 Firebaugh, Marco (D) 2-13
 Laird, John (D) 2-13
 Leno, Mark (D) 2-13
 Lieber, Sally (D) 2-13
 Longville, John (D) 2-13
 Lowenthal, Alan (D) 2-13
 Montañez, Cindy (D) 2-13
 Mullin, Gene (D) 2-13
 Negrete McLeod, Gloria (D) 2-13
 Nuñez, Fabian (D) 2-13
 Ridley-Thomas, Mark (D) 2-13
 Steinberg, Darrell (D) 2-13
 Wesson, Herb (D) 2-13
 Wiggins, Patricia (D) 2-13

Goldberg, Jackie (D) 1-14
 Jackson, Hannah-Beth (D) 1-14

Hancock, Loni (D) 0-14

*Absent due to family illness on a number of votes.

**Senator Wm. "Pete" Knight (R) - Deceased May 7, 2004.

Committee Votes on Chamber-Sponsored Bills

The California Chamber of Commerce **sponsored** a number of bills this year to ease the burden of unnecessary and overly complicated laws on business.

Unfortunately, the legislative policy committees that first reviewed these positive proposals rejected the bills. Among the rejected bills were proposals to repeal or limit the ability of bounty-hunting private attorneys to file frivolous lawsuits against employers (considered before the overhaul of the “sue your boss law” was approved in conjunction with this year’s budget settlement).

Other failed proposals encouraged state agencies to look for less burdensome ways to regulate small businesses and required regulations implementing the new paid family leave program to be written in simple, understandable language.

Following is a recap of those key committee votes.

● **Repeal of “Sue Your Boss.”** AB 2181 (Campbell; R-Irvine) protects business from bounty-hunting lawsuits by repealing SB 796 (Chapter 906, Statutes of 2003), a bill that established a new private right of action to enforce Labor Code violations. Failed passage in Assembly Labor and Employment Committee on April 21, 2-6.

Ayes: Shirley Horton (R-Chula Vista), Guy Houston (R-Livermore).

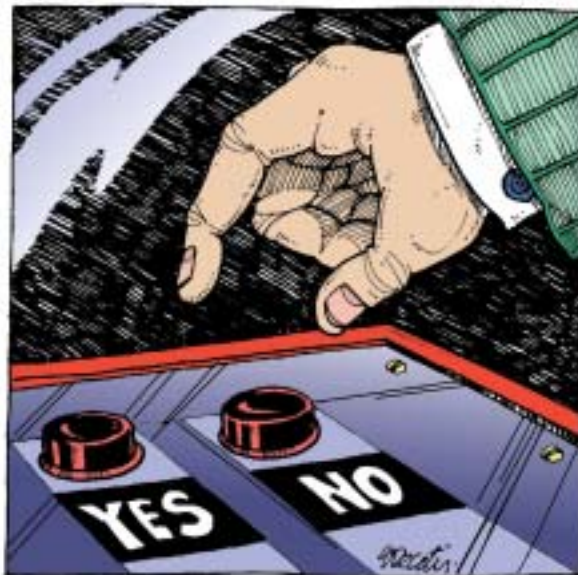
Noes: Paul Koretz (D-West Hollywood), Gene Mullin (D-South San Francisco), Sally Lieber (D-Mountain View), Judy Chu (D-Monterey Park), John Laird (D-Santa Cruz), Mark Leno (D-San Francisco).

● **Small Business Exemption from “Sue Your Boss” Bill.** AB 2650 (Bates; R-Laguna Niguel) provides needed protections for California small business by providing that only state labor enforcement officials may investigate, cite or prosecute to enforce California Labor Code violations when the business has less than 100 employees. Failed passage in Assembly Labor and Employment on April 21, 2-6.

Ayes: Shirley Horton (R-Chula Vista), Guy Houston (R-Livermore).

Noes: Paul Koretz (D-West Hollywood), Gene Mullin (D-South San Francisco), Sally Lieber (D-Mountain View), Judy Chu (D-Monterey Park), John Laird (D-Santa Cruz), Mark Leno (D-San Francisco).

● **Labor Code Private Right of Action: Review Mechanism.** SB 1861 (Ashburn; R-Bakersfield) establishes a reasonable state Labor Agency review of alleged Labor Code violations prior to



filing a “sue your boss” lawsuit. Failed passage in Senate Labor and Industrial Relations Committee on April 28, 3-4.

Ayes: Rico Oller (R-San Andreas), Bob Margett (R-Arcadia), Tom McClintock (R-Thousand Oaks).

Noes: Richard Alarcón (D-San Fernando Valley), Joseph Dunn (D-Garden Grove), Sheila Kuehl (D-Santa Monica), Gloria Romero (D-Los Angeles).

Absent/abstaining/not voting: Liz Figueroa (D-Fremont).

● **Plain Language Requirement: Family Leave.** AB 2696 (Plescia; R-San Diego) makes compliance easier for business and workers by requiring family leave laws to be written in plain, simple language. Failed passage in Assembly Insurance Committee on May 5, 7-7.

Ayes: John Benoit (R-Riverside),

Russ Bogh (R-Cherry Valley), Ronald Calderon (D-Montebello), Dave Cox (R-Fair Oaks), Dennis Mountjoy (R-Monrovia), Keith Richman (R-Northridge), Mark Wyland (R-Del Mar).

Noes: Juan Vargas (D-San Diego), Rebecca Cohn (D-Saratoga), Lou Correa (D-Santa Ana), Manny Diaz (D-San Jose), John Dutra (D-Fremont), Dario Frommer (D-Glendale), Paul Koretz (D-West Hollywood).

Absent/abstaining/not voting: Jerome Horton (D-Inglewood), George Nakano (D-Torrance), Mark Ridley-Thomas (D-Los Angeles).

● **Small Business: Regulatory Flexibility Act.** SB 1505 (McClintock; R-Thousand Oaks) enacts a much-needed California Small Business Regulatory Flexibility Act requiring that state agencies examine and understand the economic impacts a proposed rule might have on small business. Failed passage in Senate Judiciary Committee on May 4, 1-3.

Ayes: Bill Morrow (R-Oceanside).

Noes: Martha Escutia (D-Norwalk), Gil Cedillo (D-Los Angeles), Sheila James Kuehl (D-Santa Monica).

Absent/abstaining/not voting: Dick Ackerman (R-Tustin), Denise Moreno Ducheny (D-San Diego), Byron Sher (D-Stanford).

● **Public Utilities Commission (PUC): Hearings: Record on Economic Impacts.** AB 2803 (Jerome Horton; D-Inglewood) evaluates the consequences of commission activities and ensures that the PUC considers the economic ramifications of its actions. Failed passage in Senate Energy, Utilities and Communications Committee on June 22, 3-2.

Ayes: Bill Morrow (R-Oceanside), Jim Battin (R-La Quinta), Kevin Murray (D-Los Angeles).

Noes: Debra Bowen (D-Redondo Beach), Tom McClintock (R-Thousand Oaks).

Absent/abstaining/not voting: Richard Alarcón (D-San Fernando Valley), Joseph Dunn (D-Garden Grove), Byron Sher (D-Stanford), John Vasconcellos (D-San Jose).