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## NAWBO-CA and Sacramento Valley Chapter

### Legislative Report

Updated: April 5, 2021

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#### Business Regulation & Economic Development

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##### **AB 106 (Salas D) Regions Rise Grant Program.**

**Current Text:** Amended: 3/1/2021 [html](#) [pdf](#)

**Last Amended:** 3/1/2021

**Status:** 3/2/2021-Re-referred to Com. on J., E.D., & E.

**Location:** 3/2/2021-A. J., E.D. & E.

**Calendar:** 4/27/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Would establish the Regions Rise Grant Program within GO-Biz for the purpose of supporting inclusive, cross-jurisdictional, and innovative engagement processes that lead to inclusive strategies to address barriers and challenges confronting communities in creating economic prosperity for all. The bill would define "region" as a geographic area composed of one or more counties and cities that form a functional economy. This bill would require GO-Biz to develop and implement a process for the awarding of competitive grants to eligible applicants within the program. The bill would define an eligible applicant as a regional collective composed of a diverse set of public and private stakeholders who organize themselves around one or more community challenges or priorities impacting a region and meet certain requirements.

##### **AB 247 (Ramos D) COVID-19 emergency: small businesses: nonprofit organizations: immunity from civil liability.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on JUD.

**Location:** 3/18/2021-A. JUD.

**Summary:** Would exempt a small business or nonprofit organization with 100 or fewer employees from liability for an injury or illness to a consumer, as defined, due to coronavirus (COVID-19) based on a claim that the consumer contracted COVID-19 while at that small business or nonprofit organization, or due to the actions of that small business or nonprofit organization. The bill would require the small business or nonprofit organization, for this exemption to apply, to have implemented and substantially complied with all applicable state and local health laws, regulations, and protocols.

##### **AB 286 (Gonzalez, Lorena D) Food delivery: fees and tips.**

**Current Text:** Amended: 3/22/2021 [html](#) [pdf](#)

**Last Amended:** 3/22/2021

**Status:** 3/23/2021-Re-referred to Com. on P. & C.P.

**Location:** 3/18/2021-A. P. & C.P.

**Summary:** Would make it unlawful for a food delivery platform to impose specified charges on food facilities and customers, including making it unlawful to impose charges for a food facility's use of the platform's service that, in total, exceed 15% of an online order purchase price, as defined. The bill would make it unlawful for a food delivery platform to retain any portion of amounts designated as a tip or gratuity. The bill would also require a food delivery platform to disclose to the customer and the food facility a cost breakdown of each transaction, including prescribed information. The bill would provide that a violation of the act constitutes unfair competition. The bill would make the provisions of the act severable.

##### **AB 475 (Muratsuchi D) GO-BIZ: trade and investment office: Japan.**

**Current Text:** Introduced: 2/8/2021 [html](#) [pdf](#)

**Status:** 2/18/2021-Referred to Com. on J., E.D., & E.

**Location:** 2/18/2021-A. J., E.D. & E.

**Calendar:** 4/27/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** The Economic Revitalization Act establishes the Governor's Office of Business and Economic Development, also known as "GO-Biz," to, among other duties, serve the Governor as the lead entity for economic strategy and the marketing of California on issues relating to business development, private sector investment, and economic growth. Current law requires the director of GO-Biz to develop an International Trade and Investment Program for the state and authorizes the director to establish and terminate international trade and investment offices outside of the United States as the director determines is appropriate, if specific requirements are met. This bill, no later than January 1, 2024, upon appropriation of sufficient funds for this purpose, would require GO-Biz to establish under its jurisdiction an international trade and investment office in Tokyo, Japan, and makes related findings and declarations.

**AB 569 (Grayson) D Contractors: civil penalties: letters of admonishment.**

**Current Text:** Introduced: 2/11/2021 [html](#) [pdf](#)

**Status:** 3/23/2021-From committee: Do pass and re-refer to Com. on APPR. (Ayes 17. Noes 0.) (March 23). Re-referred to Com. on APPR.

**Location:** 3/23/2021-A. APPR.

**Summary:** The Contractors State License Law provides for the licensure and regulation of contractors by the Contractors State License Board in the DCA. Current law provides for related disciplinary proceedings and requires the board to promulgate regulations covering the assessment of civil penalties under those disciplinary provisions, as prescribed. Current law, except as specified, prohibits the assessment of a civil penalty in an amount greater than \$5,000. Current law, notwithstanding the administrative fine maximum, authorizes a civil penalty not to exceed \$15,000 for certain violations relating to unlicensed persons. This bill would increase the civil penalty limit from \$5,000 to \$8,000, notwithstanding the administrative fine maximum, and would increase the enhanced civil penalty limit from \$15,000 to \$30,000. The bill would expand the enhanced civil penalty limit to apply to certain violations relating to workers' compensation insurance coverage.

**AB 676 (Holden) D Franchises.**

**Current Text:** Introduced: 2/12/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Coms. on B. & P. and JUD.

**Location:** 2/25/2021-A. B.&P.

**Summary:** The California Franchise Relations Act sets forth certain requirements related to the termination, nonrenewal, and transfer of franchises between a franchisor, subfranchisor, and franchisee, as those terms are defined. Existing law provides that the act applies to any franchise when either the franchisee is domiciled in this state or the franchised business is or has been operated in this state. This bill would additionally require that any provision of a franchise agreement requiring the franchisee to waive the provisions of this chapter shall be deemed contrary to public policy and shall be void and unenforceable.

**AB 726 (Garcia, Eduardo) D Capital investment incentive program: qualified manufacturing facility.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 3/25/2021-From committee: Do pass. (Ayes 8. Noes 0.) (March 24).

**Location:** 2/25/2021-A. L. GOV.

**Calendar:** 4/5/2021 #11 ASSEMBLY SECOND READING FILE -- ASSEMBLY BILLS

**Summary:** Would add a business engaged in manufacturing of fuels, electrical parts, or components used in the field of clean transportation or the production of alternative fuel vehicles or electric vehicles to the list of business that may operate a qualified manufacturing facility.

**AB 770 (Nguyen) R Business.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/17/2021-From printer. May be heard in committee March 19.

**Location:** 2/16/2021-A. PRINT

**Summary:** Current law provides for various regulations of business activity, including providing that every contract by which anyone is restrained from engaging in a lawful profession, trade, or business of any kind is to that extent void, except as provided in specified law. This bill would state the intent of the Legislature to enact legislation that would address businesses.

**AB 904 (Grayson) D Income taxes: credits: manufacturers' machinery and equipment.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on REV. & TAX.

**Location:** 3/18/2021-A. REV. & TAX

**Summary:** The Personal Income Tax Law and the Corporation Tax Law allow various credits against the taxes imposed by those laws. Current law provides that, except as specified, the total credits allowable under those laws may not reduce

the taxes imposed by those laws by more than \$5,000,000, as provided, for taxable years beginning on or after January 1, 2020, and before January 1, 2023. Current law requires any bill authorizing a new tax expenditure to contain, among other things, specific goals, purposes, and objectives the tax expenditure will achieve, detailed performance indicators, and data collection requirements. This bill would establish credits against the taxes imposed by those laws for taxable years beginning on or after January 1, 2021, and before January 1, 2032, in an amount equal to a specified percentage of the amount paid or incurred during the taxable year by a qualified taxpayer, as defined, for qualified personal tangible property, defined, in part, to include machinery and equipment, up to \$1,000,000.

**AB 1031 (Villapudua D) State agencies: interns and student assistants: hiring preference.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/15/2021-Re-referred to Com. on P.E. & R.

**Location:** 3/11/2021-A. P.E. & R.

**Calendar:** 4/15/2021 2 p.m. - State Capitol, Room 437 ASSEMBLY PUBLIC EMPLOYMENT AND RETIREMENT, COOPER, Chair

**Summary:** Would require state agencies, when hiring for internships and student assistant positions, to give preference, as defined, to persons who have been a victim of human trafficking.

**AB 1036 (Garcia, Eduardo D) California Manufacturing Emergency Preparedness Act of 2021.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/30/2021-Coauthors revised.

**Location:** 2/18/2021-A. J., E.D. & E.

**Calendar:** 4/27/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Would enact the California Manufacturing Emergency Preparedness Act of 2021, which would authorize I-Bank to establish the California Manufacturing Disaster Loan Program (disaster program) for the purpose of attracting, retaining, retooling, establishing, and expanding manufacturing and logistics capacity in the state, and would require I-Bank to establish guidelines for the implementation and oversight of the program. the bill would prohibit I-Bank from commencing the disaster program until it adopts a resolution finding that there is sufficient funding in the California Manufacturing Disaster Loan Program Subaccount to cover the costs of implementing the program and that the I-Bank has sufficient direction from the Director of the Office of Emergency Services, as provided.

**AB 1072 (Reyes D) Small businesses: public contracts.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Com. on J.,E.D., & E. From committee chair, with author's amendments: Amend, and re-refer to Com. on J.,E.D., & E. Read second time and amended.

**Location:** 3/25/2021-A. J., E.D. & E.

**Calendar:** 4/27/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Current law requires the Department of General Services' small business advocate, using existing resources, to provide certain services, including, but not limited to, actively promoting the availability of certified small business and certified disabled veteran business enterprise suppliers to deliver or provide a broad range of goods and services to governmental agencies through their participation in the California multiple award schedule program, establishing a training and development program for acquisition professionals, including methods for structuring solicitations to enhance the participation of certified small businesses and certified disabled veteran business enterprises in state contracting, and preparing and making available to the public a directory of certified small business and certified disabled veteran business enterprise suppliers. This bill would require the small business advocate to additionally conduct outreach and provide technical assistance to small businesses seeking certification to be eligible for additional small business assistance related to these provisions.

**AB 1084 (Low D) Gender neutral retail departments.**

**Current Text:** Amended: 3/30/2021 [html](#) [pdf](#)

**Last Amended:** 3/30/2021

**Status:** 3/30/2021-From committee chair, with author's amendments: Amend, and re-refer to Com. on B. & P. Read second time and amended.

**Location:** 3/4/2021-A. B.&P.

**Calendar:** 4/6/2021 9 a.m. - State Capitol, Assembly Chamber ASSEMBLY BUSINESS AND PROFESSIONS, LOW, Chair

**Summary:** Would require a retail department store with 500 or more employees that sells childcare items, children's clothing, or toys, to maintain a gender neutral section or area, to be labeled at the discretion of the retailer, in which a reasonable selection of the items, articles, and toys for children that it sells shall be displayed, regardless of whether they have been traditionally marketed for either girls or for boys.

**AB 1287 (Bauer-Kahan D) Price discrimination: gender.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/29/2021-Coauthors revised.

**Location:** 3/25/2021-A. B.&P.

**Calendar:** 4/6/2021 9 a.m. - State Capitol, Assembly Chamber ASSEMBLY BUSINESS AND PROFESSIONS, LOW, Chair

**Summary:** Would prohibit a person, firm, partnership, company, corporation, or business from charging a different price for any 2 goods that are substantially similar, as defined, if those goods are priced differently based on the gender of the individuals for whom the goods are marketed and intended. The bill would authorize the Attorney General to seek an injunction to enjoin and restrain the continuance of those violations, and would authorize the court, in addition to granting the injunction, to impose a civil penalty not to exceed \$250 for a first violation, and a civil penalty not to exceed \$500 for each subsequent violation.

**AB 1297 (Holden D) California Infrastructure and Economic Development Bank: public and economic development facilities: housing.**

**Current Text:** Amended: 3/30/2021 [html](#) [pdf](#)

**Last Amended:** 3/30/2021

**Status:** 3/30/2021-From committee chair, with author's amendments: Amend, and re-refer to Com. on J.,E.D., & E. Read second time and amended.

**Location:** 3/4/2021-A. J., E.D. & E.

**Calendar:** 4/13/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** The Bergeson-Peace Infrastructure and Economic Development Bank Act defines "public development facilities" for these purposes to mean real and personal property, structures, conveyances, equipment, thoroughfares, buildings, and supporting components thereof, excluding any housing, that are directly related to providing, among other things, housing-related infrastructure, as specified. The act defines "economic development facilities" for these purposes to mean real and personal property, structures, buildings, equipment, and supporting components thereof that are used to provide industrial, recreational, research, commercial, utility, goods movement, or service enterprise facilities, community, educational, cultural, or social welfare facilities and any parts or combinations thereof, and all necessary facilities or infrastructure, excluding any housing. This bill would authorize economic development facilities and public development facilities to include housing if the housing is required for the operation of the facilities and the housing is not financed by any tax-exempt bonds issued by the bank and subject to a state allocation of private activity bond volume.

**AB 1323 (Chiu D) Department of Technology: modernization: state information technology contracts.**

**Current Text:** Amended: 3/26/2021 [html](#) [pdf](#)

**Last Amended:** 3/26/2021

**Status:** 3/26/2021-From committee chair, with author's amendments: Amend, and re-refer to Com. on P. & C.P. Read second time and amended.

**Location:** 3/18/2021-A. P. & C.P.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 4202 ASSEMBLY PRIVACY AND CONSUMER PROTECTION, CHAU, Chair

**Summary:** Would require the Department of Technology to identify, assess, and prioritize legacy information technology system modernization efforts across state government. The bill would require state agencies and state entities, as defined, to submit their information technology service contracts to the Department of Technology before May 1, 2022. The bill would require the department to use this information for specified purposes, including analyzing state information technology investment in order to identify types of uses that are candidates for statewide contracts for commonly used or shared services. The bill would also require the Department of Technology and other state agencies and state entities to work with legislative staff and the Legislative Analyst's Office to evaluate potential options to modernize state government information technology project approval and oversight processes. In this regard, the bill would require the Department of Technology to submit various reports to the Legislature, as specified.

**AB 1405 (Wicks D) Debt settlement practices.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Coms. on B. & F. and JUD. From committee chair, with author's amendments: Amend, and re-refer to Com. on B. & F. Read second time and amended.

**Location:** 3/25/2021-A. B. & F.

**Summary:** Would enact the Fair Debt Settlement Practices Act. The bill would define "debt settlement provider" as a person who, for compensation and on behalf of a consumer, provides services to assist a consumer with debt settlement services, as defined, modifying the terms of any extension of credit, or a person who accepts or maintains deposits of money for the purpose of distributing the money or evidences of money among creditors in payment or partial payment of the obligations of the consumer.

**AB 1473 (Chen R) Business licenses.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 2/22/2021-Read first time.

**Location:** 2/19/2021-A. PRINT

**Summary:** Current law permits the legislative body of an incorporated city, in the exercise of its police power, to license any kind of business not prohibited by law that is transacted and carried on within its jurisdiction and to fix the rates of the license fee, as specified. This bill would make nonsubstantive changes to those provisions.

**AB 1571 (Committee on Jobs, Economic Development, and the Economy) Administrative Procedure Act: small businesses.**

**Current Text:** Introduced: 3/4/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Coms. on J., E.D., & E. and A. & A.R.

**Location:** 3/11/2021-A. J., E.D. & E.

**Calendar:** 4/13/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Would require, in complying with specified requirements related to adverse economic impacts on California business enterprises and as related to the proposed adoption, amendment, or repeal of a regulation that applies to a small business, as defined, located within an area in which the Governor has declared a state of emergency, the regulation to either include a postponement in the application of the regulation on small businesses until the state of emergency is terminated or a finding that the administrative regulation is necessary to address the state of emergency, as specified. The bill would require the Office of Emergency Services to confirm the necessity of the regulation to address the state of emergency.

**AB 1572 (Committee on Jobs, Economic Development, and the Economy) Personal income taxes: corporation taxes: credits: California New Markets Tax Credit.**

**Current Text:** Introduced: 3/4/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Coms. on J., E.D., & E. and REV. & TAX.

**Location:** 3/11/2021-A. J., E.D. & E.

**Calendar:** 4/13/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Would allow a California New Markets Tax Credit under the Personal Income Tax Law and the Corporation Tax Law, in modified conformity with the federal New Markets Tax Credit, for taxable years beginning on or after January 1, 2023, and before January 1, 2028, in a specified amount for investments in low-income communities. The bill would limit the total annual amount of credit allowed pursuant to these provisions to \$100,000,000 per calendar year. The bill would impose specified duties on the Governor's Office of Business and Economic Development (GO-Biz) with regard to the application for, and allocation of, the credit.

**AB 1573 (Committee on Jobs, Economic Development, and the Economy) California Business Retention Program.**

**Current Text:** Introduced: 3/4/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Com. on J., E.D., & E.

**Location:** 3/11/2021-A. J., E.D. & E.

**Calendar:** 4/27/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Would create the California Business Retention Program, within the office, to support the retention of small businesses by leveraging the state's economic development and small business technical assistance providers. The bill would require the program to include, among other things, grant funding to support regional and local business retention programs. The bill would also require the office to publish an annual report on its internet website, and notify the Legislature when the report is available.

**SB 288 (Jones R) Corporations: conversions: foreign corporation or foreign other business entity.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/19/2021-Set for hearing April 5.

**Location:** 3/16/2021-S. APPR.

**Calendar:** 4/5/2021 9 a.m. - John L. Burton Hearing Room (4203) SENATE APPROPRIATIONS, PORTANTINO, Chair

**Summary:** Would allow for the conversion of a corporation into a foreign corporation or foreign other business entity, as specified, and would require the converting corporation to file a certificate of conversion with the Secretary of State. The bill would make the Secretary of State the agent for service of process in an action or proceeding against a corporation that has converted to a foreign corporation or foreign other business entity in specified instances. The bill would make other conforming and nonsubstantive changes.

**SB 430 (Borgeas R) Small businesses: reduction or waiver of civil penalties for violation of regulations or statutes.**

**Current Text:** Introduced: 2/12/2021 [html](#) [pdf](#)

**Status:** 3/25/2021-April 5 set for first hearing canceled at the request of author.

**Location:** 3/22/2021-S. APPR.

**Summary:** Would require a state agency to establish a policy, by January 1, 2023, that provides for the reduction or waiver of civil penalties for a violation of a regulatory or statutory requirement by a small business if the violation did not involve willful or criminal conduct and did not pose a serious health, safety, or environmental threat. The bill would require the policy to include various factors the state agency would be required to consider when making a determination as to whether to reduce or waive the civil penalty. The bill would authorize the state agency to update the policy to reflect current issues and conditions affecting small businesses and the state agency.

**SB 808 (Roth D) GO-Biz: business resources.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Set for hearing April 19.

**Location:** 3/3/2021-S. B., P. & E.D.

**Calendar:** 4/19/2021 9 a.m. - Senate Chamber SENATE BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT, ROTH, Chair

**Summary:** Would further authorize the GO-Biz to provide information and resources specific to online businesses and businesses recovering from a global pandemic. The bill would also make nonsubstantive changes to these provisions.

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## COVID

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**AB 15 (Chiu D) COVID-19 relief: tenancy: Tenant Stabilization Act of 2021.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Referred to Com. on H. & C.D.

**Location:** 1/11/2021-A. H. & C.D.

**Summary:** Would extend the definition of "COVID-19 rental debt" as unpaid rent or any other unpaid financial obligation of a tenant that came due between March 1, 2020, and December 31, 2021. The bill would also extend the repeal date of the act to January 1, 2026. The bill would make other conforming changes to align with these extended dates. By extending the repeal date of the act, the bill would expand the crime of perjury and create a state-mandated local program.

**AB 16 (Chiu D) Tenancies: COVID-19 Tenant, Small Landlord, and Affordable Housing Provider Stabilization Act of 2021.**

**Current Text:** Amended: 1/12/2021 [html](#) [pdf](#)

**Last Amended:** 1/12/2021

**Status:** 1/13/2021-Re-referred to Com. on H. & C.D.

**Location:** 1/11/2021-A. H. & C.D.

**Summary:** Would establish the Tenant, Small Landlord, and Affordable Housing Provider Stabilization Program. The bill would authorize the Director of Housing and Community Development to direct an existing office or program within the Department of Housing and Community Development to implement the program. The bill would establish in the State Treasury the COVID-19 Tenant, Small Landlord, and Affordable Housing Provider Stabilization Fund, and, upon appropriation by the Legislature, distribute all moneys in the fund to the department to carry out the purposes of the program.

**AB 54 (Kiley R) COVID-19 emergency order violation: license revocation.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Referred to Coms. on B. & P. and G.O.

**Location:** 1/11/2021-A. B.&P.

**Summary:** Would prohibit the Department of Consumer Affairs, a board within the Department of Consumer Affairs, and the Department of Alcoholic Beverage Control from revoking a license for failure to comply with any COVID-19 emergency orders unless the board or department can prove that lack of compliance resulted in transmission of COVID-19.

**AB 62 (Gray D) Income taxes: credits: costs to comply with COVID-19 regulations.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 3/22/2021-In committee: Hearing postponed by committee.

**Location:** 1/11/2021-A. REV. & TAX

**Summary:** The Personal Income Tax Law and the Corporation Tax Law allow various credits against the taxes imposed by those laws. This bill would allow a credit against those taxes for each taxable year beginning on or after January 1, 2021, to a qualified taxpayer, as defined, in an amount equal to the total amount paid or incurred during the taxable year by the qualified taxpayer to comply with the regulations adopted by the Occupational Safety and Health Standards Board on November 19, 2020, relating to COVID-19 prevention and approved by the Office of Administrative Law. The bill also would state the intent of the Legislature to comply with the additional information requirement for any bill authorizing a new income tax credit.

**AB 69 (Kiley R) State of emergency: termination after 60 days: extension by the Legislature.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Referred to Com. on E.M.

**Location:** 1/11/2021-A. EMERGENCY MANAGEMENT

**Summary:** Would require a state of emergency to terminate 60 days after the Governor's proclamation of the state of emergency unless the Legislature extends it by a concurrent resolution, as specified. The bill would prohibit a concurrent resolution from extending a state of emergency by more than 60 days, as specified.

**AB 76 (Kiley R) Interdistrict transfer of pupils: prohibition on transfers by a school district of residence: in-person instruction.**

**Current Text:** Amended: 1/19/2021 [html](#) [pdf](#)

**Last Amended:** 1/19/2021

**Status:** 1/21/2021-Re-referred to Com. on ED.

**Location:** 1/11/2021-A. ED.

**Summary:** Would prohibit a school district of residence from prohibiting the transfer of a pupil who is not receiving in-person instruction to a school district of proposed enrollment that is offering in-person instruction if the school district of proposed enrollment approves the application for transfer. The bill would define "in-person instruction" for its purposes to mean instruction under the immediate physical supervision and control of a certificated employee of the local educational agency while engaged in educational activities required of the pupil and to include both full-time and hybrid instructional models.

**AB 80 (Burke D) Taxation: Coronavirus Aid, Relief, and Economic Security Act: Federal Consolidated Appropriations Act, 2021.**

**Current Text:** Amended: 2/17/2021 [html](#) [pdf](#)

**Last Amended:** 2/17/2021

**Status:** 3/15/2021-In committee: Hearing postponed by committee.

**Location:** 2/22/2021-S. BUDGET & F.R.

**Summary:** Would adopt, except as provided, the provisions of the Consolidated Appropriations Act, 2021, prohibiting any reduction in tax deductions, denials of basis adjustments, and reductions in tax attributes based on the exclusion from gross income provided for any loan amount forgiven in modified conformity with the federal CARES Act and its subsequent amendments.

**AB 81 (Ting D) COVID-19 relief.**

**Current Text:** Chaptered: 2/23/2021 [html](#) [pdf](#)

**Chapter No.:** 5

**Last Amended:** 2/17/2021

**Status:** 2/23/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 5, Statutes of 2021.

**Location:** 2/23/2021-A. CHAPTERED

**Summary:** Current law makes an ordinance, resolution, regulation, or administrative action adopted by a city, county, or city and county in response to the COVID-19 pandemic to protect tenants from eviction subject to certain restrictions,

including that the specified period of time during which a tenant is permitted to repay COVID-19 rental debt may not extend beyond the period that was in effect on August 19, 2020, and a provision may not permit a tenant a period of time that extends beyond August 31, 2021, to repay COVID-19 rental debt. This bill would instead, among other things, prohibit an ordinance, resolution, regulation, or administrative action adopted by a city, county, or city and county from permitting a tenant a period of time that extends beyond August 31, 2022, to repay COVID-19 rental debt.

**AB 82 (Ting D) COVID-19 pandemic emergency: contact tracing: childcare.**

**Current Text:** Chaptered: 2/23/2021 [html](#) [pdf](#)

**Chapter No.:** 6

**Last Amended:** 2/17/2021

**Status:** 2/23/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 6, Statutes of 2021.

**Location:** 2/23/2021-A. CHAPTERED

**Summary:** Current law provides that the Legislature finds and declares that the federal Coronavirus Aid, Relief, and Economic Security (CARES) Act (Public Law 116-136) Child Care and Development Block Grant supplemental payment awarded funds to California to address the impact of the COVID-19 pandemic on childcare providers and the families they serve, including to prevent, prepare for, and respond to the pandemic emergency, to provide assistance to childcare providers in the case of decreased enrollment or closures, and to provide childcare assistance to essential workers during the response to the pandemic. Current law provides that it is the intent of the Legislature to allocate funds to restore amounts either directly or through reimbursement for obligations incurred relating to childcare and the pandemic. Current law requires the Controller to transfer, on July 1, 2020, \$152,314,000 from the Federal Trust Fund, and consistent with the federal Coronavirus Aid, Relief, and Economic Security (CARES) Act Child Care and Development Block Grant supplemental payment requirements, to the General Fund to offset the state costs incurred in the 2019–20 fiscal year. For the 2020–2021 fiscal year, current law appropriates \$198,000,000 from the Federal Trust Fund to the Superintendent of Public Instruction for COVID-19 pandemic-related relief and assistance for childcare providers, the families those childcare providers serve, and essential workers, as prescribed. This bill would instead require \$42,014,000 to be transferred on July 1, 2020, and would instead appropriate \$308,000,000 for the 2020–2021 fiscal year thereby making an appropriation.

**AB 84 (Committee on Budget) Employment: COVID-19: supplemental paid sick leave.**

**Current Text:** Amended: 3/12/2021 [html](#) [pdf](#)

**Last Amended:** 3/12/2021

**Status:** 3/15/2021-From committee: Do pass. (Ayes 13. Noes 5.) (March 15).

**Location:** 1/25/2021-S. THIRD READING

**Calendar:** 4/5/2021 #48 SENATE ASSEMBLY BILLS - THIRD READING FILE

**Summary:** Would provide for COVID-19 supplemental paid sick leave for covered employees, as defined, who are unable to work or telework due to certain reasons related to COVID-19, including that the employee has been advised by a health care provider to self-quarantine due to concerns related to COVID-19. The bill would entitle a covered employee to 80 hours of COVID-19 supplemental paid sick leave if that employee either works full time or was scheduled to work, on average, at least 40 hours per week for the employer in the 2 weeks preceding the date the covered employee took COVID-19 supplemental paid sick leave. The bill would provide a different calculation for supplemental paid sick leave for a covered employee who is a firefighter subject to certain work schedule requirements and for a covered employee working fewer or variable hours, as specified.

**AB 86 (Committee on Budget) COVID-19 relief and school reopening, reporting, and public health requirements.**

**Current Text:** Chaptered: 3/5/2021 [html](#) [pdf](#)

**Chapter No.:** 10

**Last Amended:** 3/1/2021

**Status:** 3/5/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 10, Statutes of 2021.

**Location:** 3/5/2021-A. CHAPTERED

**Summary:** Current law, for purposes of calculating apportionments for the 2020–21 fiscal year, requires a local educational agency to offer in-person instruction and authorizes these agencies to offer distance learning, as specified. This bill would require the school administrator or other person in charge of a public or private school campus maintaining kindergarten or any of grades 1 to 12, inclusive, upon learning that a school employee or pupil at the public or private school campus has tested positive for COVID-19 and was present on campus while infectious, to immediately, and in no case later than 24 hours after learning of the positive COVID-19 case, notify the local health officer or the local health officer's representative about the positive case, as specified.

**AB 88 (Committee on Budget) One-time stimulus and grant payments: garnishment: exclusion from gross income.**

**Current Text:** Chaptered: 3/17/2021 [html](#) [pdf](#)

**Chapter No.:** 12

**Last Amended:** 3/3/2021

**Status:** 3/17/2021-Approved by the Governor. Chaptered by Secretary of State - Chapter 12, Statutes of 2021.

**Location:** 3/17/2021-A. CHAPTERED

**Summary:** Current law requires the Controller to make a one-time Golden State Stimulus payment to each qualified recipient, as defined, of an applicable amount, as specified, and authorizes the Controller to make the payment in a form and manner determined by the Franchise Tax Board, as specified. Current law also requires the State Department of Social Services to make a one-time grant payment (Golden State Grant payment) to qualified grant recipients, as defined, of \$600, as specified. This bill would, except as provided, make both payments automatically exempt from a garnishment order, as defined, and would require a financial institution to employ a certain procedure to identify a deposit exempt pursuant to that provision. The bill would prohibit a financial institution that attempts to comply with those provisions in good faith from being subject to liability, as specified. The bill would also further clarify the definition of "qualified recipient" for purposes of the Golden State Stimulus payment and a "grant recipient" eligible to receive a Golden State Grant payment.

**AB 93 (Garcia, Eduardo D) Pandemic response practices.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Com. on HEALTH. From committee chair, with author's amendments: Amend, and re-refer to Com. on HEALTH. Read second time and amended.

**Location:** 3/25/2021-A. HEALTH

**Summary:** Would require the Legislative Analyst's Office to conduct a comprehensive review and analysis of issues related to the state's response to the COVID-19 pandemic, including, among others, whether local public health departments were sufficiently staffed and funded to handle specified pandemic-related responsibilities, and what specific measures of accountability the state applied to monitor and confirm that local public health departments were following state directives related to any dedicated COVID-19 funds allocated to counties. The bill would require the office to report to the Joint Legislative Audit Committee and the health committees of the Legislature by June 30, 2022. This bill contains other related provisions.

**AB 104 (Gonzalez, Lorena D) Pupil instruction: retention, grade changes, and exemptions.**

**Current Text:** Amended: 3/16/2021 [html](#) [pdf](#)

**Last Amended:** 3/16/2021

**Status:** 3/26/2021-From committee: Do pass and re-refer to Com. on APPR. (Ayes 7. Noes 0.) (March 24). Re-referred to Com. on APPR.

**Location:** 3/24/2021-A. APPR.

**Calendar:** 4/7/2021 9 a.m. - State Capitol, Assembly Chamber ASSEMBLY APPROPRIATIONS, GONZALEZ, LORENA, Chair

**Summary:** Would, for the 2021–22 academic year, require a school district, county office of education, or charter school to implement an interim policy regarding the retention of pupils who, in the 2020–21 academic year, had enrolled in any grade or who were entering kindergarten. The bill would require, on or before July 1, 2021, the school district, county office of education, or charter school to notify those pupils' parents of their authority to request the pupil be retained in the pupil's 2020–21 grade level for the 2021–22 academic year, as specified. The bill would require a school district, county office of education, or charter school to consult with the requesting parent, the pupil, and the pupil's teacher, and would require consideration of the pupil's academic data, any other information relevant to whether retention is in the pupil's best interests, academically and socially, and assurances that a retention decision is consistent with the pupil's individualized education program.

**AB 108 (Cunningham R) Governor's emergency orders and regulations: approval by the Legislature.**

**Current Text:** Introduced: 12/16/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Read first time. Referred to Com. on E.M.

**Location:** 1/11/2021-A. EMERGENCY MANAGEMENT

**Summary:** Current law requires all of the powers granted to the Governor by the CESA with respect to a state of emergency or a state of war emergency to terminate when the state of emergency or state of war emergency has been terminated by proclamation of the Governor or by concurrent resolution of the Legislature declaring it at an end. Current law also requires all of the powers granted to the Governor by the CESA with respect to a state of war emergency to terminate when the Governor has not within 30 days after the beginning of the state of war emergency issued a call for a special session of the Legislature, as specified. Current law requires the orders and regulations to be of no further force or

effect upon termination of the state of war emergency or state of emergency. This bill would permit an order or regulation, or an amendment or rescission thereof, issued pursuant to specified CESA provisions 60 or more days after the proclamation, to take effect only if approved by a concurrent resolution of the Legislature.

**AB 255 (Muratsuchi D) COVID-19 Emergency Small Business Eviction and Rent Relief Act.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Com. on JUD. From committee chair, with author's amendments: Amend, and re-refer to Com. on JUD. Read second time and amended.

**Location:** 3/25/2021-A. JUD.

**Summary:** Would require a landlord, who receives a statement signed under penalty of perjury by a commercial tenant, as defined, and supported by documentary evidence that attests that the tenant requests emergency rent relief because the business of the commercial tenant has experienced a decrease in average monthly gross revenue of at least 50%, which is reasonably attributable to public health regulations adopted to address the COVID-19 pandemic, during the qualifying time period, as defined, as compared with the 12 months immediately preceding the qualifying time period, as defined, to conduct a good faith negotiation to form a plan to allow the commercial tenant a reasonable opportunity to repay COVID-19 lease debt while minimizing the hardship to the landlord. By expanding the scope of the crime of perjury, this bill would impose a state-mandated local program.

**AB 281 (Burke D) Personal income taxes: corporation taxes: gross income.**

**Current Text:** Introduced: 1/21/2021 [html](#) [pdf](#)

**Status:** 1/22/2021-From printer. May be heard in committee February 21.

**Location:** 1/21/2021-A. PRINT

**Summary:** Would state the intent of the Legislature to enact legislation that would bring California's tax treatment of covered Paycheck Protection Program loans into conformity with federal tax laws.

**AB 369 (Kamlager D) Medi-Cal services: persons experiencing homelessness.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on HEALTH.

**Location:** 2/12/2021-A. HEALTH

**Summary:** Would, until January 1, 2026, prohibit the Director of the State Department of Health Care Services from imposing prior authorization or other utilization controls on an item, service, or immunization that is intended to test for, prevent, treat, or mitigate COVID-19.

**AB 420 (Quirk-Silva D) Public health: amusement parks and COVID-19.**

**Current Text:** Amended: 2/25/2021 [html](#) [pdf](#)

**Last Amended:** 2/25/2021

**Status:** 3/1/2021-Re-referred to Com. on A.,E.,S.,T., & I.M.

**Location:** 2/25/2021-A. A.,E.,S.,T., & I.M.

**Summary:** On August 28, 2020, the executive branch implemented a 4-tier "Blueprint for a Safer Economy," which identifies a county's COVID-19 risk level for business operations on a scale from widespread risk to minimal risk. On October 20, 2020, the State Department of Public Health and the Division of Occupational Safety and Health issued a guidance document, "COVID-19 INDUSTRY GUIDANCE: Amusement Parks and Theme Parks," which authorizes a small amusement park to operate at limited capacity when its county is in the moderate tier, and authorizes any other amusement park to operate at 25% capacity when its county is in the minimal tier. This bill would express the intent of the Legislature that the executive branch adjust the "COVID-19 INDUSTRY GUIDANCE: Amusement Parks and Theme Parks" document and place all amusement parks, regardless of size, within the moderate risk tier, rather than the minimal risk tier.

**AB 449 (Voepel R) COVID-19: death data: hospital reporting.**

**Current Text:** Introduced: 2/8/2021 [html](#) [pdf](#)

**Status:** 2/9/2021-From printer. May be heard in committee March 11.

**Location:** 2/8/2021-A. PRINT

**Summary:** Current law requires a health facility, which includes a hospital, to designate an infection control officer who is responsible for implementing testing and reporting of infections and other hospital infection control efforts. Under existing law, a violation of this provision and provisions regulating health facilities is a crime. It is the intent of the Legislature to enact legislation to require hospitals to submit an annual report to the Legislature commencing in 2022 that includes the number of patient deaths from COVID-19 in the hospital, the reimbursement that the hospital has received from treating

COVID-19 patients from 2020 to 2021, inclusive, and the gender demographic data for patients who have died due to COVID-19.

**AB 654 (Reyes D) COVID-19: exposure: notification.**

**Current Text:** Introduced: 2/12/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on L. & E.

**Location:** 2/25/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Would require the State Department of Public Health to make workplace and industry information received from local public health departments available on its internet website in a manner that, among other things, allows the public to track the number of COVID-19 cases and outbreaks by both workplace and industry.

**AB 708 (Garcia, Eduardo D) Personal Income Taxes: Corporation Taxes: gross income: Federal Consolidated Appropriations Act, 2021.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on REV. & TAX.

**Location:** 2/25/2021-A. REV. & TAX

**Summary:** Would adopt the provisions of the Consolidated Appropriations Act, 2021, prohibiting any reduction in tax deductions, denials of basis adjustments, and reductions in tax attributes based on the exclusion from gross income provided for any loan amount forgiven in conformity with the federal CARES Act and its subsequent amendments. The bill would provide findings to comply with the additional information requirement for any bill authorizing a new tax expenditure.

**AB 738 (Nguyen R) Community mental health services: mental health boards.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Com. on HEALTH. From committee chair, with author's amendments: Amend, and re-refer to Com. on HEALTH. Read second time and amended.

**Location:** 3/25/2021-A. HEALTH

**Summary:** The Bronzan-McCorquodale Act governs the organization and financing of community mental health services for persons with mental disorders in every county through locally administered and locally controlled community mental health programs. Current law generally requires each community mental health service to have a mental health board consisting of 10 to 15 members who are appointed by the governing body, and encourages counties to appoint individuals who have experience with and knowledge of the mental health system. Current law specifies the duties of mental health boards, including acting in an advisory role to the governing body. This bill would instead require the board to have 10 to 17 members.

**AB 743 (Ramos D) Insurance: business interruption: coverage for COVID-19.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on INS.

**Location:** 2/25/2021-A. INS.

**Summary:** The California Emergency Services Act authorizes the Governor to declare a state of emergency during conditions of disaster or extreme peril to persons or property, including epidemics. Pursuant to this authority, on March 4, 2020, the Governor declared a state of emergency relating to the coronavirus 2019 (COVID-19) pandemic. This bill, with respect to a policy of insurance that provides coverage for business interruption, would create specified rebuttable presumptions affecting the burden of proof in a case in which the insured alleges that the business interruption was due to the COVID-19 pandemic and occurred during the period of the state of emergency declared by the Governor due to the COVID-19 pandemic. Specifically, the bill would create certain rebuttable presumptions that COVID-19 was present on specified property and caused physical loss or damage to that property which was the direct cause of the business interruption.

**AB 757 (Davies R) Private employment: COVID-19: positive test or diagnosis: documentation.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on L. & E.

**Location:** 2/25/2021-A. L. & E.

**Summary:** Would authorize a private employer to request prescribed documentation of a positive COVID-19 test or diagnosis if an employee reports that the employee has been diagnosed or tested positive for COVID-19 and is unable to work and the employer determines that an employee may be subject to a 14-day exclusion from the workplace as required under certain law or regulations. The bill would require an employer, in requesting documentation pursuant to the bill and in receiving information in response to that request, to comply with existing privacy protections.

**AB 805 (Maienschein D) Personal protective equipment: distribution reports.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on E.M.

**Location:** 2/25/2021-A. EMERGENCY MANAGEMENT

**Calendar:** 4/5/2021 2:30 p.m. - State Capitol, Room 437 ASSEMBLY EMERGENCY MANAGEMENT, RODRIGUEZ, Chair

**Summary:** Current law authorizes the county health officer and the local Emergency Medical Services (EMS) agency administrator in each operational area to act jointly as the medical health operational area coordinator (MHOAC) or to jointly appoint another person to fulfill those responsibilities. This bill would require, during a health-related state of emergency in California proclaimed by the President of the United States or by the Governor, the MHOAC to report specified information relating to the distribution of personal protective equipment, as defined, to the Office of Emergency Services on a weekly basis. The bill would require, at all other times, the MHOAC to report that information on a monthly basis. The bill would require the medical and health disaster plan to include this reporting, as specified.

**AB 814 (Levine D) Personal information: contact tracing.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Coms. on P. & C.P. and JUD.

**Location:** 2/25/2021-A. P. & C.P.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 4202 ASSEMBLY PRIVACY AND CONSUMER PROTECTION, CHAU, Chair

**Summary:** The California Consumer Privacy Act of 2018 (CCPA) grants a consumer various rights with respect to personal information, as defined, that is collected or sold by a business, as defined, including the right to direct a business that sells personal information about the consumer to third parties not to sell the consumer's personal information. This bill would prohibit data collected, received, or prepared for purposes of contact tracing from being used, maintained, or disclosed for any purpose other than facilitating contact tracing efforts. The bill would prohibit an officer, deputy, employee, or agent of a law enforcement agency, as defined, from engaging in contact tracing.

**AB 845 (Rodriguez D) Disability retirement: COVID-19: presumption.**

**Current Text:** Amended: 3/30/2021 [html](#) [pdf](#)

**Last Amended:** 3/30/2021

**Status:** 3/30/2021-From committee chair, with author's amendments: Amend, and re-refer to Com. on P.E. & R. Read second time and amended.

**Location:** 2/25/2021-A. P.E. & R.

**Calendar:** 4/15/2021 2 p.m. - State Capitol, Room 437 ASSEMBLY PUBLIC EMPLOYMENT AND RETIREMENT, COOPER, Chair

**Summary:** Current law prescribes various requirements for the organization and administration of public retirement systems, which typically provide pension, disability, and death benefits to their members. Current law provides that participants in certain membership categories may be entitled to special benefits if death or disability arises in the course of employment. The California Public Employees' Pension Reform Act of 2013 (PEPRA) generally requires a public retirement system, as defined, to modify its plan or plans to comply with that act and establishes, among other things, limits on defined benefit formulas and caps on pensionable compensation. This bill, until January 1, 2023, would create a presumption, applicable to the retirement systems that PEPRA regulates and to specified members in those systems, that would be applied to disability retirements on the basis, in whole or in part, of a COVID-19-related illness. In this circumstance, the bill would require that it be presumed the disability arose out of, or in the course of, the member's employment. The bill would authorize the presumption to be rebutted by evidence to the contrary, but unless controverted, the applicable governing board of a public retirement system would be required to find in accordance with the presumption.

**AB 893 (Davies R) Emergency regulations: Division of Occupational Safety and Health: State Department of Public Health.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on A. & A.R.

**Location:** 2/25/2021-A. A. & A.R.

**Summary:** Would require the Division of Occupational Safety and Health or the State Department of Public Health, within 14 calendar days of the release of a federal recommendation that conflicts with an emergency regulation related to COVID-19 issued by the division or the department, to review the conflicting emergency regulation and make a determination to either amend the regulation or submit a report to the Legislature on the decision not to amend the regulation, as specified. The bill would require the division or department, before determining whether to amend the emergency regulation, to provide public notice and an opportunity for public comment. The bill would repeal these

provisions 90 days after the termination of the state of emergency related to the COVID-19 pandemic declared by the Governor.

**AB 1044 (Rodriguez D) Office of Emergency Services: COVID-19 Pandemic after-action report.**

**Current Text:** Amended: 3/30/2021 [html](#) [pdf](#)

**Last Amended:** 3/30/2021

**Status:** 3/30/2021-From committee chair, with author's amendments: Amend, and re-refer to Com. on E.M. Read second time and amended.

**Location:** 3/4/2021-A. EMERGENCY MANAGEMENT

**Summary:** Would require the Office of Emergency Services, on or before September 30, 2021, to review, and make recommendations to the Legislature and the California congressional delegation on, how to enhance the effectiveness of the Strategic National Stockpile, the federal Defense Production Act of 1950, the California stockpile of personal protection equipment, and the procurement of personal protective equipment as part of its COVID-19 Pandemic after-action report. This bill would declare that it is to take effect immediately as an urgency statute.

**AB 1105 (Rodriguez D) Hospital workers: COVID-19 testing.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on L. & E.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Current law requires a public or private employer of workers in a general acute care hospital, as defined, to supply personal protective equipment, as defined, to employees who provide direct patient care or who provide services that directly support patient care. Current law provides that, except where another penalty is specifically provided, every employer and every officer, management official, or supervisor having direction, management, control, or custody of any employment, place of employment, or of any other employee, who repeatedly violates any standard, order, or special order, or any provision of specified employment safety laws so that such repeated violation creates a real and apparent hazard to employees is guilty of a misdemeanor. This bill would require the employer to supply personal protective equipment to an employee, regardless of whether or not the employee has received a vaccination for COVID-19.

**AB 1207 (Rivas, Luz D) Pathways Through Pandemics Task Force.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on HEALTH.

**Location:** 3/18/2021-A. HEALTH

**Summary:** Would establish, in the California Health and Human Services Agency, the Pathways Through Pandemics Task Force to study lessons learned from the COVID-19 pandemic and to develop strategies to navigate future pandemics. The bill would require the task force to convene various entities to engage in discussions on the lessons learned from the COVID-19 pandemic, develop and recommend best practices for an equitable response to future pandemics, and determine the impact of state laws on coordinating the response to the COVID-19 pandemic, as specified. The bill would require the task force to report its findings to the Legislature on or before December 1, 2024, and would repeal these provisions as of January 1, 2025.

**AB 1264 (Aguiar-Curry D) Project ECHO (registered trademark) Grant Program.**

**Current Text:** Amended: 3/16/2021 [html](#) [pdf](#)

**Last Amended:** 3/16/2021

**Status:** 3/17/2021-Re-referred to Com. on HEALTH.

**Location:** 3/4/2021-A. HEALTH

**Summary:** Current law establishes within state government the Office of Statewide Health Planning and Development. Current law also establishes various public health programs, including grant programs, throughout the state for purposes of promoting maternal, child, and adolescent health. This bill would require the office, upon appropriation by the Legislature, to establish, develop, implement, and administer the Project ECHO (registered trademark) Grant Program. Under the grant program, the bill would require participating children's hospitals to establish yearlong pediatric behavioral health teleECHO (trademark) clinics for specified individuals, including primary care clinicians and educators, to help them develop expertise and tools to better serve the youth that they work with by addressing their mental health needs stemming from the coronavirus pandemic.

**AB 1313 (Bigelow R) COVID-19: immunity from civil liability.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on JUD.

**Location:** 3/4/2021-A. JUD.

**Summary:** Would exempt a business, as defined, from liability for an injury or illness to a person due to coronavirus (COVID-19) based on a claim that the person contracted COVID-19 while at that business, or due to the actions of that business, if the business has substantially complied with all applicable state and local health laws, regulations, and protocols. The bill would define a business to include a sole proprietorship, partnership, corporation, association, or other group, including a nonprofit organization, as specified. The bill would not permit this exception to apply if the injury or illness resulted from a grossly negligent act or omission, willful or wanton misconduct, or unlawful discrimination by the business or an employee of the business. The bill would include related legislative findings.

**AB 1388 (Low D) COVID-19: death data.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/15/2021-Re-referred to Com. on HEALTH.

**Location:** 3/11/2021-A. HEALTH

**Summary:** Current law requires the State Department of Public Health to establish a list of reportable communicable and noncommunicable diseases and conditions and to specify the timeliness requirements related to the reporting of each disease and condition, and the mechanisms required for, and the contents to be included in, a report. This bill would require the department to report COVID-19 death data by ZIP Code on its COVID-19 dashboard and to create a uniform dashboard for county health departments to use for the purposes of reporting COVID-19 death data on their public internet websites.

**SB 3 (Caballero D) Tenancy: COVID-19**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 3/12/2021-March 23 set for first hearing canceled at the request of author.

**Location:** 1/28/2021-S. JUD.

**Summary:** The COVID-19 Tenant Relief Act of 2020 establishes certain procedural requirements and limitations on evictions for nonpayment of rent due to COVID-19 rental debt, as defined. Existing law defines COVID-19 rental debt as unpaid rent or any other unpaid financial obligation of a tenant that came due during the covered time period, defined as the period between March 1, 2020, and January 31, 2021. The act also requires a notice that demands payment of rent that came due during the transition time period, defined as the period between September 30, 2020, and January 31, 2021, to comply with additional specified requirements. This bill would extend the covered time period and transition time period for purposes of the act to March 31, 2021.

**SB 49 (Umberg D) Income taxes: credits: California Fair Fees Tax Credit.**

**Current Text:** Amended: 3/8/2021 [html](#) [pdf](#)

**Last Amended:** 3/8/2021

**Status:** 3/22/2021-From committee: Do pass and re-refer to Com. on GOV. & F. (Ayes 14. Noes 0.) (March 22). Re-referred to Com. on GOV. & F.

**Location:** 3/22/2021-S. GOV. & F.

**Summary:** The Personal Income Tax Law and the Corporation Tax Law allow various credits against the taxes imposed by those laws. This bill would allow a credit against those taxes for each taxable year beginning on or after January 1, 2022, and before January 1, 2027, for eligible costs paid or incurred by a taxpayer that meets certain criteria, including that the taxpayer temporarily ceased business operations for an unspecified minimum number of days in response to an emergency order, as defined, including certain costs paid or incurred before January 1, 2022. The bill would designate the credit allowed under its provisions as the California Fair Fees Tax Credit. The bill would define "eligible costs" for these purposes as any amount of fees, as defined, paid to a state agency or a local government in connection with a permit, license, or other mandatory operating cost imposed by the state or a local government during the time in which the qualified taxpayer was required to cease business operations in response to an emergency order.

**SB 86 (Committee on Budget and Fiscal Review) COVID-19 relief and school reopening, reporting, and public health requirements.**

**Current Text:** Amended: 3/1/2021 [html](#) [pdf](#)

**Last Amended:** 3/1/2021

**Status:** 3/1/2021-From committee with author's amendments. Read second time and amended. Re-referred to Com. on BUDGET.

**Location:** 1/22/2021-A. BUDGET

**Summary:** Would require the school administrator or other person in charge of a public or private school campus maintaining kindergarten or any of grades 1 to 12, inclusive, upon learning that a school employee or pupil at the public or private school campus has tested positive for COVID-19 and was present on campus while infectious, to immediately, and in no case later than 24 hours after learning of the positive COVID-19 case, notify the local health officer or the local

health officer's representative about the positive case, as specified. The bill would prohibit this information from being disclosed by a local public health department, except as provided.

**SB 87 (Caballero D) California Small Business COVID-19 Relief Grant Program: income tax: gross income: exclusion: small business grants.**

**Current Text:** Chaptered: 2/23/2021 [html](#) [pdf](#)

**Chapter No.:** 7

**Last Amended:** 2/17/2021

**Status:** 2/23/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 7, Statutes of 2021.

**Location:** 2/23/2021-S. CHAPTERED

**Summary:** Would establish the California Small Business COVID-19 Relief Grant Program within CalOSBA to assist qualified small businesses affected by COVID-19 through administration of grants. The bill would require CalOSBA to provide grants to qualified small businesses, as defined, in accordance with specified criteria, including geographic distribution based on COVID-19 restrictions, industry sectors most impacted by the pandemic, and underserved small businesses. The bill would repeal these provisions on January 1, 2024.

**SB 88 (Committee on Budget and Fiscal Review) One-time stimulus payment: delinquent accounts: Earned Income Tax Credit: statements.**

**Current Text:** Chaptered: 2/23/2021 [html](#) [pdf](#)

**Chapter No.:** 8

**Last Amended:** 2/18/2021

**Status:** 2/23/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 8, Statutes of 2021.

**Location:** 2/23/2021-S. CHAPTERED

**Summary:** Current law authorizes various forms of relief for low-income Californians, including certain tax benefits and public assistance programs. Current law also provides various forms of assistance to those Californians that have been impacted by the COVID-19 emergency. This bill would authorize the Controller to make a one-time Golden State Stimulus payment to each qualified recipient, as defined, of an applicable amount, as specified, in a form and manner determined by the Franchise Tax Board, in order to provide relief to low-income Californians impacted by the COVID-19 emergency. This bill would create the Golden State Stimulus Emergency Fund, a new fund in the State Treasury, for the purposes of making these one-time payments, and would continuously appropriate that fund.

**SB 92 (Skinner D) COVID-19 relief.**

**Current Text:** Amended: 2/17/2021 [html](#) [pdf](#)

**Last Amended:** 2/17/2021

**Status:** 2/17/2021-From committee with author's amendments. Read second time and amended. Re-referred to Com. on BUDGET.

**Location:** 1/22/2021-A. BUDGET

**Summary:** Would, among other things, prohibit an ordinance, resolution, regulation, or administrative action adopted by a city, county, or city and county from permitting a tenant a period of time that extends beyond August 31, 2022, to repay COVID-19 rental debt. Existing law requires a plaintiff, in an action seeking recovery of COVID-19 rental debt, to attach to the complaint documentation showing that the plaintiff has made a good faith effort to investigate whether governmental rental assistance is available to the tenant, seek governmental rental assistance for the tenant, or cooperate with the tenant's efforts to obtain rental assistance from any governmental entity or other third party, as specified.

**SB 93 (Skinner D) COVID-19 pandemic emergency: contact tracing: childcare.**

**Current Text:** Amended: 2/17/2021 [html](#) [pdf](#)

**Last Amended:** 2/17/2021

**Status:** 2/17/2021-From committee with author's amendments. Read second time and amended. Re-referred to Com. on BUDGET.

**Location:** 1/22/2021-A. BUDGET

**Summary:** Current law requires the Controller to transfer, on July 1, 2020, \$152,314,000 from the Federal Trust Fund, and consistent with the federal Coronavirus Aid, Relief, and Economic Security (CARES) Act Child Care and Development Block Grant supplemental payment requirements, to the General Fund to offset the state costs incurred in the 2019–20 fiscal year. For the 2020–2021 fiscal year, existing law appropriates \$198,000,000 from the Federal Trust Fund to the Superintendent of Public Instruction for COVID-19 pandemic-related relief and assistance for childcare providers, the families those childcare providers serve, and essential workers, as prescribed. This bill would instead require \$42,014,000 to be transferred on July 1, 2020, and would instead appropriate \$308,000,000 for the 2020–2021 fiscal year thereby making an appropriation. Of the funds appropriated for the 2020–2021 fiscal year, the bill would allocate \$30,000,000 to the State Department of Education to reimburse contractors for the cost of waived family fees for families not receiving in-person services from September 1, 2020, to June 30, 2021, inclusive, and would allocate

\$80,000,000 to the State Department of Education to reimburse contractors pursuant to prioritized factors, including to support costs associated with increased childcare service hours for ongoing enrollments due to school closures.

**SB 95 (Skinner D) Employment: COVID-19: supplemental paid sick leave.**

**Current Text:** Chaptered: 3/19/2021 [html](#) [pdf](#)

**Chapter No.:** 13

**Last Amended:** 3/15/2021

**Status:** 3/19/2021-Approved by the Governor. Chaptered by Secretary of State. Chapter 13, Statutes of 2021.

**Location:** 3/18/2021-S. CHAPTERED

**Summary:** Would provide for COVID-19 supplemental paid sick leave for covered employees, as defined, who are unable to work or telework due to certain reasons related to COVID-19, including that the employee has been advised by a health care provider to self-quarantine due to concerns related to COVID-19. The bill would entitle a covered employee to 80 hours of COVID-19 supplemental paid sick leave if that employee either works full time or was scheduled to work, on average, at least 40 hours per week for the employer in the 2 weeks preceding the date the covered employee took COVID-19 supplemental paid sick leave. The bill would provide a different calculation for supplemental paid sick leave for a covered employee who is a firefighter subject to certain work schedule requirements and for a covered employee working fewer or variable hours, as specified.

**SB 102 (Melendez R) COVID-19 emergency order violation: license revocation.**

**Current Text:** Amended: 3/17/2021 [html](#) [pdf](#)

**Last Amended:** 3/17/2021

**Status:** 3/24/2021-Set for hearing April 5.

**Location:** 1/28/2021-S. B., P. & E.D.

**Calendar:** 4/5/2021 9 a.m. - Senate Chamber SENATE BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT, ROTH, Chair

**Summary:** Would prohibit the Department of Consumer Affairs, a board within the Department of Consumer Affairs that does not regulate healing arts licensees, and the Department of Alcoholic Beverage Control from revoking a license or imposing a fine or penalty for failure to comply with any COVID-19 state of emergency orders or COVID-19 stay-at-home orders, unless the board or department can prove that lack of compliance resulted in transmission of COVID-19. The bill would specify that the provisions do not preclude issuance of fines, penalties, or revoking a license for any action that is not related to the issuance of any COVID-19 state of emergency orders or COVID-19 stay-at-home order.

**SB 233 (Umberg D) Protective proceedings: compromise of minor's disputed claim.**

**Current Text:** Amended: 3/1/2021 [html](#) [pdf](#)

**Last Amended:** 3/1/2021

**Status:** 3/23/2021-Set for hearing April 6.

**Location:** 3/11/2021-S. JUD.

**Calendar:** 4/6/2021 1:30 p.m. - Senate Chamber SENATE JUDICIARY, UMBERG, Chair

**Summary:** Current law authorizes a minor's parent to compromise, or execute a covenant not to sue or not to enforce a judgment on, a claim on behalf of the minor if the minor has a disputed claim for damages, money, or other property and does not have a guardian of the estate. This bill would require the court to schedule a hearing on a petition to compromise a minor's disputed claim within 30 days from the date of filing and, if the petition is unopposed, would require the court to enter a decision at the conclusion of the hearing.

**SB 336 (Ochoa Bogh R) Public health: COVID-19.**

**Current Text:** Amended: 3/15/2021 [html](#) [pdf](#)

**Last Amended:** 3/15/2021

**Status:** 3/17/2021-Set for hearing April 7.

**Location:** 2/17/2021-S. HEALTH

**Calendar:** 4/7/2021 1 p.m. - Senate Chamber SENATE HEALTH, PAN, Chair

**Summary:** Would require that before the State Department of Public Health or a local health official takes measures to prevent the spread of COVID-19, as defined, they publish the measures for 72 hours on their internet website and contact local organizations, communities, and nonprofits. The bill would authorize waiving those requirements if there is an immediate danger to the public. By requiring a local official to publish a measure on its internet website and by requiring that it contact local organizations, communities, and nonprofits, the bill would create a state-mandated local program. The bill would remain in effect while a measure taken by either the department or a local health officer related to COVID-19 is in effect, and as of that date is repealed. This bill contains other related provisions and other existing laws.

**SB 448 (Melendez R) California Emergency Services Act: emergency powers: limitation.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Coms. on G.O. and JUD.

**Location:** 2/25/2021-S. G.O.

**Summary:** Would enact the Emergency Power Limitation Act. The bill would require an emergency order, as defined, to be narrowly tailored to serve a compelling public health or safety purpose and limited in duration, applicability, and scope. The bill would authorize any person to bring an action to invalidate or enjoin enforcement of an emergency order that is allegedly unlawful. The bill would prohibit a state agency from issuing an emergency order that infringes on an express constitutional right, as defined, in a nontrivial manner, and would require that an emergency order issued by the Governor that infringes on an express constitutional right expire within specified time periods.

**SB 545 (Wilk R) Pupil retention: COVID-19 impact.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/25/2021-Set for hearing April 14.

**Location:** 3/3/2021-S. ED.

**Calendar:** 4/14/2021 9 a.m. - John L. Burton Hearing Room (4203) SENATE EDUCATION, LEYVA, Chair

**Summary:** Current law requires the governing board of each school district and each county board of education to approve a policy regarding the promotion and retention of pupils between specified grades, and requires that policy to provide for the identification of pupils who should be retained or who are at risk of being retained in their current grade level on the basis of specified factors. Current law requires that the policy provide for parental notification when a pupil is identified as being at risk of retention, and that the policy provide the pupil's parent or guardian the opportunity to consult with the teacher or teachers responsible for the decision to promote or retain the pupil. Current law also requires, under specified circumstances, that the pupil's parent or guardian be provided the opportunity to discuss a teacher's recommendation with the teacher and the principal before any final determination of pupil retention or promotion is made. Current law requires a pupil to be promoted or retained only as provided for in those policies. Notwithstanding these requirements, for a pupil who was enrolled for the 2020–21 school year in kindergarten or any of grades 1 to 12, inclusive, in a school district, this bill would authorize the pupil to be retained in the grade level in which the pupil was enrolled in the 2020–21 school year if deemed necessary because of the impact of the COVID-19 pandemic on the pupil, as determined solely by the pupil's parent, guardian, custodian, or other educational rights holder.

**SB 558 (Caballero D) Farmworker Disaster Relief Planning Task Force.**

**Current Text:** Amended: 3/10/2021 [html](#) [pdf](#)

**Last Amended:** 3/10/2021

**Status:** 3/26/2021-Set for hearing April 14.

**Location:** 3/18/2021-S. HEALTH

**Calendar:** 4/14/2021 1 p.m. - Senate Chamber SENATE HEALTH, PAN, Chair

**Summary:** Would, until January 1, 2023, establish in the agency, the Farmworker Disaster Relief Planning Task Force, to be composed as specified, in order to examine the needs of farmworkers, their families, and communities for immediate, intermediate, and long-term sustainable and equitable access to health care, safety net services, protections, and other social and economic relief during pandemics and disasters. The bill would require the task force to make recommendations about specified relief programs and, on or before July 1, 2022, to report its findings and recommendations to the state agencies involved in the task force, the Legislature, and the Governor.

**SCR 5 (Melendez R) State of emergency: COVID-19: termination.**

**Current Text:** Amended: 2/2/2021 [html](#) [pdf](#)

**Last Amended:** 2/2/2021

**Status:** 2/10/2021-Re-referred to Com. on G.O.

**Location:** 2/10/2021-S. G.O.

**Summary:** This measure, in accordance with specified law, would declare that the state of emergency proclaimed by the Governor on March 4, 2020, is at an end, thereby terminating the emergency powers granted to the Governor as a result of that proclamation.

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## Financial Services & Banking

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**AB 447 (Grayson D) California Consumer Financial Protection Law: annual report.**

**Current Text:** Introduced: 2/8/2021 [html](#) [pdf](#)

**Status:** 2/18/2021-Referred to Com. on B. & F.

**Location:** 2/18/2021-A. B. & F.

**Summary:** The California Consumer Financial Protection Law provides oversight of covered persons by the Department of Financial Protection and Innovation and requires the Commissioner of Financial Protection and Innovation to publish on

the department's internet website an annual report detailing actions taken during the prior year under the law, as specified. The law authorizes the department to prescribe rules regarding registration requirements applicable to a covered person, as specified. The law defines "covered person" to mean a person that engages in offering or providing a consumer financial product or service to a resident of this state. This bill would require the commissioner to additionally include in that annual report information on actions taken with respect to activity related to the registration of newly covered persons, including the number of persons registered by year.

**AB 511 (Muratsuchi D) Securities transactions: qualification requirements, exemptions, and liability.**

**Current Text:** Introduced: 2/9/2021 [html](#) [pdf](#)

**Status:** 2/18/2021-Referred to Com. on B. & F.

**Location:** 2/18/2021-A. B. & F.

**Summary:** The Corporate Securities Law of 1968 requires securities offered or sold in this state in an issuer or nonissuer transaction to be qualified through an application filed with the Commissioner of Business Oversight, unless exempt from the qualification requirements. That law exempts, among other transactions, certain transactions not involving any public offering, as prescribed. That law also makes it unlawful, for a person in connection with the offer, sale, or purchase of a security, to engage in fraudulent or misleading acts or omissions. This bill would establish a new exemption from the qualification provisions for an offer or sale of any security for which the issuer is a California or foreign corporation that is not a "blind pool" company, as defined by the commissioner, not issuing fractional undivided interests in oil or gas rights or other similar mineral rights, is not an investment company subject to the federal Investment Company Act of 1940 and is not subject to certain reporting requirements of the Securities Exchange Act of 1934.

**AB 820 (Cooley D) Corporation Tax Law: banks and financial corporations: exclusions: interest income.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on REV. & TAX.

**Location:** 3/18/2021-A. REV. & TAX

**Summary:** Under the Corporation Tax Law, when the income of a taxpayer subject to a tax under the Corporation Tax Law is derived from or attributable to sources both within and without the state, the tax is required to be measured by the net income derived from or attributable to sources within the state in accordance with specified procedures. In the case of an apportioning trade or business that derives more than 50% of its gross business receipts from conducting one or more qualified business activities, which includes savings and loan activities and banking or financial business activities, business income is apportioned in accordance with a 3-factor formula. Under the 3-factor formula, the specified apportioning trade or business is required to multiply business income by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is 3. Current law requires any bill authorizing a new tax expenditure to contain, among other things, specific goals, purposes, and objectives the tax expenditure will achieve, detailed performance indicators, and data collection requirements. This bill would require, for taxable years beginning on or after January 1, 2021, a qualified taxpayer that apportions its business income under the 3-factor formula described above to exclude the amount of qualified interest income from its calculation of the sales factor under the 3-factor formula.

**AB 1320 (Bauer-Kahan D) Money transmission: customer service.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/15/2021-Re-referred to Com. on B. & F.

**Location:** 3/11/2021-A. B. & F.

**Summary:** The Money Transmission Act prohibits a person from engaging in the business of money transmission in the state, as specified, unless the person is licensed or exempt from licensure under the act. The act places various requirements on licensees, including requiring each licensee to post a notice on their premises informing individuals where complaints relating to money transmission activities at the location may be directed. This bill would require a licensee to display on its internet website a telephone number through which a customer may contact the licensee for customer service issues, and would require the licensee to provide that telephone number in any written communication from a licensee to a customer related to money received for transmission.

**AB 1564 (Committee on Insurance) Small business guide to commercial insurance.**

**Current Text:** Introduced: 3/1/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Com. on INS.

**Location:** 3/11/2021-A. INS.

**Calendar:** 4/15/2021 10:30 a.m. - State Capitol, Assembly Chamber ASSEMBLY INSURANCE, DALY, Chair

**Summary:** Current law requires the Insurance Commissioner to develop a pamphlet to provide specified information to small business owners and others on the key features of, and suggested ways of, purchasing commercial property

insurance. Current law requires the pamphlet, to the extent feasible, to be made available to persons operating small businesses, business groups, chambers of commerce, and other persons and groups. Commencing on July 1, 2023, and at least every five years thereafter, this bill would require the Insurance Commissioner to complete a revision of that pamphlet. The bill would also make technical, nonsubstantive changes to those provisions.

**SB 83 (Allen D) California Infrastructure and Economic Development Bank: Sea Level Rise Revolving Loan Program.**

**Current Text:** Introduced: 12/15/2020 [html](#) [pdf](#)

**Status:** 3/16/2021-From committee: Do pass and re-refer to Com. on GOV. & F. (Ayes 9. Noes 0.) (March 16). Re-referred to Com. on GOV. & F.

**Location:** 3/16/2021-S. GOV. & F.

**Summary:** Would create the Sea Level Rise Revolving Loan Program within the I-Bank to provide low-interest loans to local jurisdictions for the purchase of coastal properties in their jurisdictions identified as vulnerable coastal property. The bill would require the California Coastal Commission, before January 1, 2023, in consultation with the California Coastal Commission, the State Lands Commission, and any other applicable state, federal, and local entities with relevant jurisdiction and expertise, to determine criteria and guidelines for the identification of vulnerable coastal properties eligible for participation in the program. The bill would authorize specified local jurisdictions to apply for, and be awarded, a low-interest loan under the program if the local jurisdiction develops and submits to the bank a vulnerable coastal property plan.

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## Government Regulations & Contracts

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**AB 2 (Fong R) Regulations: legislative review: regulatory reform.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Referred to Com. on A. & A.R.

**Location:** 1/11/2021-A. A. & A.R.

**Summary:** The Administrative Procedure Act requires an agency, prior to submitting a proposal to adopt, amend, or repeal an administrative regulation, to determine the economic impact of that regulation, in accordance with certain procedures. The act defines a major regulation as a regulation, as specified, that will have an economic impact on California business enterprises and individuals in an amount exceeding \$50,000,000, as estimated by the agency. The act requires the office to transmit a copy of a regulation to the Secretary of State for filing if the office approves the regulation or fails to act on it within 30 days. The act provides that a regulation or an order of repeal of a regulation becomes effective on a quarterly basis, as prescribed, except in specified instances. This bill would require the office to submit to each house of the Legislature for review a copy of each major regulation that it submits to the Secretary of State.

**AB 657 (Bonta D) State civil service system: personal services contracts: professionals.**

**Current Text:** Introduced: 2/12/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on P.E. & R.

**Location:** 2/25/2021-A. P.E. & R.

**Summary:** The State Civil Service Act establishes standards for the use of personal services contracts by state agencies and authorizes personal services contracts when prescribed conditions are met, including, among others, when the contracting agency demonstrates that the proposed contract will result in actual overall cost savings to the state, as specified. This bill would prohibit a state agency from entering into a contract with a professional, as defined, for a period of more than 365 consecutive days or for a period of 365 nonconsecutive days in a 24-month period. The bill would define "professional," for these provisions, to include, among others, a physician and surgeon, dentist, and clinical psychologist.

**AB 915 (Chiu D) Small and disadvantaged business enterprises.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on J.,E.D., & E.

**Location:** 2/25/2021-A. J., E.D. & E.

**Calendar:** 4/27/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Current law requires each state agency that significantly regulates or impacts small business to designate at least one person to serve as a small business liaison for the agency. Current law requires the small business liaison to be responsible for, among other things, receiving and responding to complaints received by the agency from small businesses and assisting in ensuring that the procurement and contracting processes of the entity are administered in order to meet or exceed the goal of 25% small business participation. This bill would also require the small business liaison to develop an "economic equity first" action plan and policy for the agency to provide, among other things,

direction, recommendations, and strategies as to how to ensure that disadvantaged business enterprises are effectively involved and benefiting from the procurement process of the agency.

**AB 983 (Garcia, Eduardo D) Public contracts: construction projects: community workforce agreements.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on L. & E.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Current law requires the California Workforce Development Board to report to the Legislature on the need for workforce development resources, including the use of community workforce agreements, among other things, to help industry, workers, and communities transition to economic and labor-market changes related to statewide greenhouse gas emissions reduction goals. This bill would authorize a public entity to use, enter into, or require contractors to enter into, a community workforce agreement for specified construction projects, including projects related to renewable energy and installation of emission controls in refineries.

**AB 1244 (Mathis R) California Disabled Veteran Business Enterprise Program.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on J., E.D., & E.

**Location:** 3/4/2021-A. J., E.D. & E.

**Calendar:** 4/27/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Current law establishes the California Disabled Veteran Business Enterprise Program to address the special needs of disabled veterans seeking rehabilitation and training through entrepreneurship and to recognize the sacrifices of Californians disabled during military service. Current law requires that contracts awarded by a state agency, department, officer, or other state governmental entity for specified services have statewide participation goals of not less than 3% for disabled veteran business enterprises. Current law defines a disabled veteran for purposes of this program as a veteran of the military, naval, or air service of the United States, as specified, who has at least a 10% service-connected disability and who is domiciled in the state. This bill would expand the definition of a disabled veteran for purposes of this program by additionally including a veteran who is doing business in the state, as specified.

**AB 1365 (Bonta D) Public contracts: clean concrete.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Coms. on A. & A.R. and NAT. RES. From committee chair, with author's amendments: Amend, and re-refer to Com. on A. & A.R. Read second time and amended.

**Location:** 3/25/2021-A. A. & A.R.

**Summary:** The State Contract Act governs the bidding and award of public works contracts by specific state departments and requires an awarding department, before entering into any contract for a project, to prepare full, complete, and accurate plans and specifications and estimates of cost. This bill would require the Department of General Services, on or before January 1, 2024, to establish and publish a maximum acceptable global warming potential for concrete, as specified. The bill would, beginning January 1, 2022, require an awarding authority to require a winning bidder for an eligible project to submit an Environmental Product Declaration developed in accordance with specified standards prior to installation of any concrete products..

**AB 1369 (Bonta D) Buy Clean California Act: eligible materials: product-specific global warming potential emissions.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Coms. on A. & A.R. and NAT. RES. From committee chair, with author's amendments: Amend, and re-refer to Com. on A. & A.R. Read second time and amended.

**Location:** 3/25/2021-A. A. & A.R.

**Summary:** The Buy Clean California Act requires the Department of General Services, by January 1, 2021, to establish and publish in the State Contracting Manual, in a department management memorandum, or on the department's internet website, a maximum acceptable global warming potential for each category of eligible materials, set at the industry average of facility-specific global warming potential emissions for that material, expressed as specified. Current law defines eligible materials for those purposes to mean carbon steel rebar, flat glass, mineral wool board insulation, or structural steel. This bill would define eligible materials to additionally include gypsum board, insulation, carpet and carpet tiles, ceiling tiles, and any other major structural, high-impact architectural, civil, or high-impact materials for which there is either a product category rule or an environmental product declaration.

**AB 1397 (Garcia, Eduardo D) Public contracts: California Lithium Economy Act.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Coms. on A. & A.R. and NAT. RES.

**Location:** 3/11/2021-A. A. & A.R.

**Summary:** The Buy Clean California Act, requires the Department of General Services to establish and publish a maximum acceptable global warming potential for categories of eligible materials, in accordance with specified requirements. This bill, entitled the California Lithium Economy Act, would revise the definition of "eligible materials" to include lithium, commencing January 1, 2023. The bill would require an awarding authority, by January 1, 2025, to require the successful bidder for a contract that includes electric vehicles to be provided as part of that contract, to disclose the sources of lithium used in the manufacture of the electric vehicles' batteries. The bill would also require, by January 1, 2035, that at least 35% of the lithium used in electric vehicle batteries pursuant to a contract under the act be produced in California. The bill would include related findings and declarations.

**AB 1574 (Committee on Jobs, Economic Development, and the Economy) Public contracts: small business liaisons and advocates and disabled veteran business enterprises.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-From committee chair, with author's amendments: Amend, and re-refer to Com. on J.E.D., & E. Read second time and amended.

**Location:** 3/25/2021-A. J., E.D. & E.

**Calendar:** 4/13/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Would enact the Small Business and Disabled Veteran Business Enterprise Act of 2021, which would require the Director of the Office of Small Business Advocate to maintain, publicize, and distribute an annual list of persons serving as small business liaisons throughout state government. The bill would require the Director of the Office of Small Business Advocate to collaborate with the California Disabled Veteran Business Enterprise Program Advocate regarding the implementation of the California Disabled Veteran Business Enterprise Program, as provided. The bill would also require the small business advocate to identify potential certified small business and certified DVBE subcontracting opportunities, as well as assist certified small businesses and certified DVBEs to participate in the California multiple award schedule program.

**SB 600 (Borgeas R) Administrative Procedure Act.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/3/2021-Referred to Com. on RLS.

**Location:** 2/18/2021-S. RLS.

**Summary:** Current law, the Administrative Procedure Act, governs, among other things, the procedures for the adoption, amendment, or repeal of regulations by state agencies and for the review of those regulatory actions by the Office of Administrative Law. Current law specifies which code sections constitute the Administrative Procedure Act. This bill would make a nonsubstantive change to those provisions.

**SB 602 (Laird D) Review of conservatorships.**

**Current Text:** Amended: 3/8/2021 [html](#) [pdf](#)

**Last Amended:** 3/8/2021

**Status:** 3/25/2021-Set for hearing April 13.

**Location:** 3/18/2021-S. JUD.

**Calendar:** 4/13/2021 1:30 p.m. - Senate Chamber SENATE JUDICIARY, UMBERG, Chair

**Summary:** Current law generally provides for the establishment, review, and termination of conservatorships. Current law requires the court to review a conservatorship 6 months after the initial appointment of the conservator, one year after the appointment of the conservator, and annually thereafter, but authorizes the court, one year after the appointment of the conservator, to set the next review in 2 years if the court determines that the conservator is acting in the best interests of the conservatee. This bill would instead authorize the court, one year after the appointment of the conservator, to set the next review in 18 months if the court determines that the conservator is acting in the best interests of the conservatee.

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**Labor & Employment**

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**AB 25 (Kiley R) Worker classification: employees and independent contractors.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Referred to Com. on L. & E.

**Location:** 1/11/2021-A. L. & E.

**Summary:** Current law exempts specified occupations and business relationships from the application of the ABC test as specified. Current law, instead, provides that these exempt relationships are governed by the multifactor test previously adopted in the case of S. G. Borello & Sons, Inc. v. Department of Industrial Relations (1989) 48 Cal.3d 341 (Borello). This bill would generally repeal provisions relating to the "ABC" test for various specified occupations and business relationships. The bill would, instead, require the determination of whether a person is an employee or an independent contractor to be based on the specific multifactor test set forth in Borello, including whether the person to whom service is rendered has the right to control the manner and means of accomplishing the result desired, and other identified factors.

**AB 55 (Boerner Horvath D) Employment: telecommuting.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 12/8/2020-From printer. May be heard in committee January 7.

**Location:** 12/7/2020-A. PRINT

**Summary:** Current law promotes and develops the welfare of workers in California to improve working conditions and advance opportunities for profitable employment. Current law regulates the wages, hours, and working conditions of any worker employed in any occupation, trade, or industry. This bill would declare the intent of the Legislature to enact future legislation to ensure certain rights and benefits for telecommuting employees.

**AB 95 (Low D) Employees: bereavement leave.**

**Current Text:** Amended: 3/22/2021 [html](#) [pdf](#)

**Last Amended:** 3/22/2021

**Status:** 3/23/2021-Re-referred to Com. on L. & E.

**Location:** 1/11/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Would enact the Bereavement Leave Act of 2021. The bill would require an employer with 25 or more employees to grant a request made by any employee to take up to 10 business days of unpaid bereavement leave upon the death of a spouse, child, parent, sibling, grandparent, grandchild, or domestic partner, in accordance with certain procedures, and subject to certain exclusions. The bill would require an employer with fewer than 25 employees to grant a request by any employee to take up to 3 business days of leave, in accordance with these provisions. The bill would prohibit an employer from interfering with or restraining the exercise or attempt to exercise the employee's right to take this leave.

**AB 123 (Gonzalez, Lorena D) Paid family leave: weekly benefit amount.**

**Current Text:** Introduced: 12/18/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Read first time. Referred to Com. on INS.

**Location:** 1/11/2021-A. INS.

**Calendar:** 4/15/2021 10:30 a.m. - State Capitol, Assembly Chamber ASSEMBLY INSURANCE, DALY, Chair

**Summary:** Current law establishes, within the Unemployment Compensation Disability Fund program, a family temporary disability insurance program, also known as the paid family leave program, for the provision of wage replacement benefits for up to 8 weeks to workers who take time off work to care for a seriously ill family member or to bond with a minor child within one year of birth or placement, as specified. Current law defines "weekly benefit amount" for purposes of both employee contributions and benefits under this program to mean the amount of weekly benefits available to qualifying disabled individuals pursuant to unemployment compensation disability law, calculated pursuant to specified formulas partly based on the applicable percentage of the wages paid to an individual for employment by employers during the quarter of the individual's disability base period in which these wages were highest, but not to exceed the maximum workers' compensation temporary disability indemnity weekly benefit amount established by the Department of Industrial Relations. This bill would revise the formula for determining benefits available pursuant to the family temporary disability insurance program, for periods of disability commencing after January 1, 2022, by redefining the weekly benefit amount to be equal to 90% of the wages paid to an individual for employment by employers during the quarter of the individual's disability base period in which these wages were highest, divided by 13, but not exceeding the maximum workers' compensation temporary disability indemnity weekly benefit amount established by the Department of Industrial Relations.

**AB 230 (Voepel R) Employment: flexible work schedules.**

**Current Text:** Introduced: 1/12/2021 [html](#) [pdf](#)

**Status:** 1/28/2021-Referred to Com. on L. & E.

**Location:** 1/28/2021-A. L. & E.

**Summary:** Would enact the Workplace Flexibility Act of 2021. The bill would permit an individual nonexempt employee to request an employee-selected flexible work schedule providing for workdays up to 10 hours per day within a 40-hour workweek, and would allow an employer to implement this schedule without the obligation to pay overtime compensation for those additional hours in a workday, except as specified. The bill would require that the flexible work schedule contain

specified information and the employer's and the employee's original signature. The bill would also require the Division of Labor Standards Enforcement in the Department of Industrial Relations to enforce this provision and adopt regulations.

**AB 231 (Nguyen R) Worker classification: employees and independent contractors: licensed manicurists.**

**Current Text:** Introduced: 1/12/2021 [html](#) [pdf](#)

**Status:** 1/28/2021-Referred to Com. on L. & E.

**Location:** 1/28/2021-A. L. & E.

**Summary:** Current law exempts specified occupations and business relationships from the application of the ABC test as specified. Current law, instead, provides that these exempt relationships are governed by the multifactor test previously adopted in the case of S. G. Borello & Sons, Inc. v. Department of Industrial Relations (1989) 48 Cal.3d 341. These exemptions include services provided by a licensed manicurist, subject to the manicurist meeting specified conditions. Current law makes this exemption for licensed manicurists inoperative on January 1, 2022. This bill would delete the January 1, 2022, inoperative date, thereby making licensed manicurists subject to this exemption indefinitely.

**AB 257 (Gonzalez, Lorena D) Food facilities and employment.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Coms. on L. & E. and JUD. From committee chair, with author's amendments: Amend, and re-refer to Com. on L. & E. Read second time and amended.

**Location:** 3/25/2021-A. L. & E.

**Summary:** Would enact the Fast Food Accountability and Standards Recovery Act or FAST Recovery Act. The bill would establish the Fast Food Sector Council (council), to be composed of 11 members to be appointed by the Governor, the Speaker of the Assembly, and the Senate Rules Committee, and would prescribe its powers. The purpose of the council would be to establish industry-wide minimum standards on wages, working hours, and other working conditions related to the health, safety, and welfare of, and supplying the necessary cost of proper living to, fast food restaurant workers, as well as effecting interagency coordination and prompt agency responses in this regard.

**AB 314 (Gonzalez, Lorena D) Collective bargaining: Legislature.**

**Current Text:** Introduced: 1/25/2021 [html](#) [pdf](#)

**Status:** 1/28/2021-Introduced measure version corrected.

**Location:** 1/25/2021-A. PRINT

**Summary:** Would enact the Legislature Employer-Employee Relations Act, to provide employees of the Legislature, including some supervisory and managerial employees, the right to form, join, and participate in the activities of employee organizations of their own choosing for the purpose of representation on all matters of employer-employee relations.

**AB 364 (Rodriguez D) Foreign labor contractor registration: agricultural workers.**

**Current Text:** Introduced: 2/1/2021 [html](#) [pdf](#)

**Status:** 2/12/2021-Referred to Coms. on L. & E. and JUD.

**Location:** 2/12/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Current law requires the Labor Commissioner to enforce and administer a program to register and supervise foreign labor contractors who perform foreign labor contracting activities to recruit or solicit foreign workers. Current law requires foreign labor contractors to register under the program, as prescribed, and imposes specific requirements relating to recruitment or solicitation for employment and relating to work contracts. Current law authorizes the commissioner to adopt regulations or policies and procedures to implement these provisions. Current law makes these provisions applicable only to nonagricultural workers, and exempts persons licensed as farm labor contractors, specified persons exempt from farm labor contractor licensing requirements, and employers of agricultural workers. This bill would delete those limitations.

**AB 385 (Flora R) Labor Code Private Attorneys General Act of 2004:**

**Current Text:** Introduced: 2/2/2021 [html](#) [pdf](#)

**Status:** 2/12/2021-Referred to Coms. on L. & E. and JUD.

**Location:** 2/12/2021-A. L. & E.

**Summary:** Would prohibit an aggrieved employee from maintaining an action on behalf of themselves or any other aggrieved employee under the Labor Code Private Attorneys General Act of 2004 if certain conditions apply, including if the aggrieved employee has brought an action under the act in conjunction with, or in addition to, claims for monetary damages or penalties for violations of the Labor Code arising out of the same period of employment that occurred between March 4, 2020, and the state of emergency termination date, as defined.

**AB 436 (Fong R) Wages: records: inspection and copying.**

**Current Text:** Introduced: 2/4/2021 [html](#) [pdf](#)

**Status:** 2/12/2021-Referred to Com. on L. & E.

**Location:** 2/12/2021-A. L. & E.

**Summary:** Current law requires a person completing a certificate of death to record the decedent's gender identity as reported by the informant, unless the person is presented with specified legal documents showing a different gender identity. Current law requires the person completing the certificate of death to record the decedent's gender identity as indicated in the specified legal documents, or if the specified documents are not presented, as indicated by the person or a majority of persons with control over the disposition of the remains, as specified. This bill would authorize the decedent's gender identity to be recorded as female, male, or nonbinary.

**AB 513 (Bigelow R) Employment: telecommuting employees.**

**Current Text:** Amended: 3/17/2021 [html](#) [pdf](#)

**Last Amended:** 3/17/2021

**Status:** 3/18/2021-Re-referred to Com. on L. & E.

**Location:** 2/18/2021-A. L. & E.

**Summary:** Would authorize an employee working from home or a remote location not at the physical location of the employer to receive legally required notices and postings electronically and sign or acknowledge certain documents electronically. The bill would also authorize an employee who works from home or a remote location to have any wages due at the time of separation of employment mailed to the employee using the address the employer has on file for the employee for sending notices. The bill would require the wages to be deemed paid on the date of mailing.

**AB 530 (Fong R) Labor Code Private Attorneys General Act of 2004: filing requirements.**

**Current Text:** Introduced: 2/10/2021 [html](#) [pdf](#)

**Status:** 2/18/2021-Referred to Coms. on L. & E. and JUD.

**Location:** 2/18/2021-A. L. & E.

**Summary:** The Labor Code Private Attorneys General Act of 2004 authorizes an aggrieved employee on behalf of the employee and other current or former employees to bring a civil action to recover specified civil penalties that would otherwise be assessed and collected by the Labor and Workforce Development Agency for the violation of certain provisions affecting employees. The act requires compliance with specified filing requirements by the aggrieved employee in order to bring the action, including providing notice to the agency and the employer with the specific provisions of the Labor Code alleged to have been violated, and the facts and theories that support the alleged violations. This bill would also require the aggrieved employee to inform the employer which specific violations of the code are being brought under each subdivision of the act and to inform the employer if statutory right to cure provisions apply.

**AB 572 (Kalra D) California Workforce Development Board: employment policies.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on L. & E.

**Location:** 3/18/2021-A. L. & E.

**Summary:** Current law establishes the California Workforce Development Board as the body responsible for assisting the Governor in the development, oversight, and continuous improvement of California's workforce investment system and the alignment of the education and workforce investment systems to the needs of the 21st century economy and workforce. This bill would require the board, upon appropriation of funds by the Legislature for this purpose, to establish and maintain an outreach, education, and certification program, with specified purposes, including training restaurant employees, managers, and employers to identify and address disparities in their workforce and implementing high-road employment policies that promote equity of income and career pathways for people of color, immigrants, women, and people who are transgender, nonbinary, or intersex.

**AB 612 (Mayes I) Worker classification: business-to-business voluntary deposit arrangements.**

**Current Text:** Amended: 3/23/2021 [html](#) [pdf](#)

**Last Amended:** 3/23/2021

**Status:** 3/24/2021-Re-referred to Com. on L. & E.

**Location:** 2/25/2021-A. L. & E.

**Summary:** Current law exempts specified occupations and business relationships from the application of the ABC test as specified, including, among others, a bona fide business-to-business contracting relationship, under specified conditions. Current law, instead, provides that these exempt relationships are governed by the multifactor test previously established in the case of S. G. Borello & Sons, Inc. v. Department of Industrial Relations (1989) 48 Cal.3d 341. This bill would create a new exemption from the ABC test, described above, for a bona fide business-to-business arrangement that involves a voluntary deposit, as specified, under specified conditions.

**AB 650 (Muratsuchi D) Employer-provided benefits: health care workers: COVID-19: hazard premium pay.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Com. on L. & E. From committee chair, with author's amendments: Amend, and re-refer to Com. on L. & E. Read second time and amended.

**Location:** 3/25/2021-A. L. & E.

**Summary:** The Healthy Workplaces, Healthy Families Act of 2014 requires employers to provide an employee, who works in California for 30 or more days within a year from the commencement of employment, with paid sick days for prescribed purposes, to be accrued at a rate of no less than one hour for every 30 hours worked. Existing law authorizes an employer to limit an employee's use of paid sick days to 24 hours or 3 days in each year of employment. Current law charges the Labor Commissioner, who is the Chief of the Division of Labor Standards Enforcement, with enforcement of various labor laws. This bill, the Health Care Workers Recognition and Retention Act, would require a health care provider, as defined, to pay hazard premium pay in the amount of \$5 per hour to each of its health care workers for each hour of work performed.

**AB 701 (Gonzalez, Lorena D) Warehouse distribution centers.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on L. & E.

**Location:** 2/25/2021-A. L. & E.

**Summary:** Would require specified employers to provide to each employee, defined as a nonexempt employee who works at a warehouse distribution center, a written description of each quota to which the employee is subject, including the quantified number of tasks to be performed, or materials to be produced or handled, within the defined time period, and any potential adverse employment action that could result from failure to meet the quota. The bill would require, if the quota or the adverse consequences for failure to meet the quota have changed, the employer to provide the employee with a revised written description. The bill would prohibit an employer from taking adverse action against an employee for failure to meet a quota that has not been disclosed or for failure to meet a quota that does not allow a worker to comply with health and safety laws.

**AB 755 (Flora R) Labor Commissioner: unlawful discrimination: report.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on L. & E.

**Location:** 2/25/2021-A. L. & E.

**Summary:** Current law prohibits an employer from paying any of its employees at wage rates less than the rates paid to employees of the opposite sex for substantially similar work, when viewed as a composite of skill, effort, and responsibility, and performed under similar working conditions, unless the employer demonstrates that one or more specific factors, reasonably applied, account for the entire wage differential. Current law also similarly prohibits an employer from paying any of its employees at wage rates less than the rates paid to employees of another race or ethnicity for substantially similar work. Current law authorizes an employee paid lesser wages in violation of these prohibitions to file a complaint with the division, and authorizes the commencement of a civil action. Existing law requires the Labor Commissioner to submit an annual report to the Legislature by February 15 of each year providing specific information with respect to discrimination complaints under the above provisions for the previous calendar year. This bill would change the deadline for that report to March 15 of each year, commencing with March 15, 2022.

**AB 857 (Kalra D) Employers: Labor Commissioner: required disclosures.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on L. & E.

**Location:** 2/25/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Current law requires an employer to provide an employee, at the time of hiring, a written notice including specified information in the language the employer normally uses to communicate employment-related information to the employee. Current law requires the Labor Commissioner to prepare a template that includes the specified information mentioned above and to make the template available to employers in the manner as determined by the commissioner. This bill would require an employer to include in their written notice to all employees, specified information required in the event of a federal or state declared disaster or applicable to the county or counties in which the employee will be employed.

**AB 858 (Jones-Sawyer D) Employment: health information technology: clinical practice guidelines: worker rights.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Coms. on L. & E. and HEALTH.

**Location:** 2/25/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Current law establishes the Labor Commissioner and sets forth its powers and duties, including investigation of employee complaints. Current law establishes the State Department of Public health and sets forth its powers and duties relating to the licensure and regulation of health facilities, as defined. Current law establishes the Department of Consumer Affairs and establishes various boards within its jurisdiction, including those charged with the licensure and regulation of practice in the various healing arts. This bill would provide that the use of technology shall not limit a worker who is providing direct patient care from exercising independent clinical judgment in the assessment, evaluation, planning and implementation of care, nor from acting as a patient advocate.

**AB 867 (Kiley R) Family care leave: child deceased in childbirth.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on INS.

**Location:** 2/25/2021-A. INS.

**Summary:** Would expand eligibility for benefits under the paid family leave program by expanding bonding leave relating to a child's birth to include leave for a parent who was pregnant with a child, if the child dies unexpectedly during childbirth at 37 weeks or more of pregnancy.

**AB 991 (Ward D) Workers' compensation: presumed injuries.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/15/2021-Re-referred to Com. on INS.

**Location:** 3/11/2021-A. INS.

**Summary:** Current law establishes a workers' compensation system, administered by the Administrative Director of the Division of Workers' Compensation, to compensate an employee for injuries sustained in the course of employment. This bill would expand presumptions for hernia, pneumonia, heart trouble, cancer, tuberculosis, bloodborne infectious disease, methicillin-resistant *Staphylococcus aureus* skin infection, and meningitis-related illnesses and injuries to a lifeguard employed on a year-round, full-time basis by the City of San Diego. The bill would increase the period of time after termination of employment that a lifeguard employed on a year-round, full-time basis by the City of San Diego can file a claim for skin cancer. The bill would expand the presumptions for illness or injury related to post-traumatic stress disorder or exposure to biochemical substances, as defined, to a lifeguard employed by the City of San Diego Fire-Rescue Department.

**AB 995 (Gonzalez, Lorena D) Paid sick days: accrual and use.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on L. & E.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Current law authorizes an employer to use a different accrual method as long as an employee has no less than 24 hours of accrued sick leave or paid time off by the 120th calendar day of employment or each calendar year, or in each 12-month period. Current law also provides that an employer may satisfy the accrual requirements by providing not less than 24 hours or 3 days of paid sick leave that is available to the employee to use by the completion of the employee's 120th calendar day of employment. This bill would modify the employer's alternate sick leave accrual method to require that an employee have no less than 40 hours of accrued sick leave or paid time off by the 200th calendar day of employment or each calendar year, or in each 12-month period.

**AB 1003 (Gonzalez, Lorena D) Wage theft: grand theft.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on PUB. S.

**Location:** 3/4/2021-A. PUB. S.

**Summary:** Current law defines the crime of grand theft as theft committed when the money, labor, or real or personal property taken is of a value exceeding \$950. Under existing law, grand theft is punishable either as a misdemeanor by imprisonment in a county jail for up to 1 year or as a felony by imprisonment in county jail for 16 months or 2 or 3 years, by a specified fine, or by a fine and that imprisonment. This bill would make the intentional theft of wages, as defined, in an amount greater than \$950, in aggregate, by an employer from one or more employees, punishable as grand theft.

**AB 1028 (Seyarto R) Telework Flexibility Act.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Coms. on L. & E. and JUD.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Current law, with various exceptions, generally establishes 8 hours as a day's work and a 40-hour workweek and requires the payment of prescribed overtime compensation for additional hours worked. This bill would permit an individual nonexempt employee to request an employee-selected remote work flexible work schedule providing for workdays up to 10 hours per day within a 40-hour workweek and would allow an employer to implement this schedule without the obligation to pay overtime compensation for those additional hours in a workday, except as specified.

**AB 1033 (Bauer-Kahan D) Small employer family leave mediation: pilot program.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Coms. on L. & E. and JUD.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Current law, the Moore-Brown-Roberti Family Rights Act, commonly known as the California Family Rights Act, which is a part of FEHA, makes it an unlawful employment practice for an employer, as defined, to refuse to grant a request by an eligible employee to take up to 12 workweeks of unpaid protected leave during any 12-month period for family care and medical leave, as specified. Current law defines family care and medical leave to include, among other things, leave to care for a parent. This bill would additionally include leave to care for a parent-in-law within the definition of family care and medical leave, and would make other conforming changes.

**AB 1041 (Wicks D) Leave.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Coms. on L. & E. and INS.

**Location:** 3/4/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Would expand the population that an employee can take leave to care for to include any other individual related by blood or whose close association with the employee is the equivalent of a family relationship.

**AB 1042 (Jones-Sawyer D) Skilled nursing facilities: unpaid penalties: related parties.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Com. on HEALTH. From committee chair, with author's amendments: Amend, and re-refer to Com. on HEALTH. Read second time and amended.

**Location:** 3/25/2021-A. HEALTH

**Calendar:** 4/13/2021 1:30 p.m. - Assembly Chambers ASSEMBLY HEALTH, WOOD, Chair

**Summary:** Would expressly authorize the Office of Statewide Health Planning and Development, if a licensee provider fails to pay specified penalties in full when all appeals have been exhausted and the State Department of Public Health's position has been upheld, to give written notice to the licensee provider and related parties in which the licensee provider has an ownership or control interest of 5% or more that the department may take appropriate legal action to recover the unpaid penalty amount from the licensee provider's financial interest in the related party. This bill also would require the department to give written notice to related parties when a citation has been issued against a facility licensee, and to advise the related parties of the potential action if the violation is not remedied and penalties are assessed.

**AB 1048 (Bonta D) Alameda Health System Hospital Authority: labor negotiations.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on P.E. & R.

**Location:** 3/18/2021-A. P.E. & R.

**Summary:** Current law establishes an independent public agency to manage, administer, and control the Alameda Health System, which is known as the Alameda Health System Hospital Authority. The hospital authority is governed by a board that is appointed by the Board of Supervisors of the County of Alameda. Current law prescribes the characteristics of employees of the hospital authority who are and are not authorized to participate in the Alameda County Employees' Retirement Association at the time the provisions authorizing the creation of the hospital authority become effective. Current law generally prohibits a person employed by the hospital authority on or before the date these provisions became effective who was not qualified for membership in the Alameda County Employees' Retirement Association at that time from becoming qualified for membership as a result of subsequent employment with the hospital authority. This bill would repeal the above-described prohibition on certain employees of the Alameda Health System Hospital Authority qualifying for membership in the Alameda County Employees' Retirement Association.

**AB 1059 (Chen R) Employment relations: cheerleaders.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 2/19/2021-From printer. May be heard in committee March 21.

**Location:** 2/18/2021-A. PRINT

**Summary:** Current law provides that a cheerleader, as defined, who is utilized by a California-based professional sports team, as defined, directly or through a labor contractor during its exhibitions, events, or games, is deemed to be an employee, subject to the provisions of the Unemployment Insurance Code and the California Fair Employment and Housing Act. This bill would make a nonsubstantive change to those provisions.

**AB 1074 (Gonzalez, Lorena D) Employment: rehiring and retention: displaced workers.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on L. & E.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Would require an employer, as defined, to offer its laid-off employees specified information about job positions that become available for which the laid-off employees are qualified, and to offer positions to those laid-off employees based on a preference system, in accordance with specified timelines and procedures. The bill would define the term "laid-off employee" to mean any employee who was employed by the employer for 6 months or more in the 12 months preceding January 1, 2020, and whose most recent separation from active service was due to a public health directive, government shutdown order, lack of business, a reduction in force, or other economic, nondisciplinary reason related to the COVID-19 pandemic.

**AB 1077 (Calderon D) Inventions by employees.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 2/19/2021-From printer. May be heard in committee March 21.

**Location:** 2/18/2021-A. PRINT

**Summary:** Current law provides that an invention developed on an employee's own time belongs to the employee and not the employer. An employer is required to give notice, as specified, to an employee if the employment contract contains a requirement that inventions by an employee be assigned to the employer. This bill would make nonsubstantive changes to these notice provisions.

**AB 1119 (Wicks D) Employment discrimination.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Coms. on L. & E. and JUD.

**Location:** 3/4/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** The California Fair Employment and Housing Act (FEHA), protects the right to seek, obtain, and hold employment without discrimination because of prescribed characteristics. FEHA makes various employment practices unlawful and empowers the Department of Fair Employment and Housing to investigate and prosecute complaints alleging unlawful practices. This bill would expand the protected characteristics to include family responsibilities, defined to mean the obligations of an employee to provide direct and ongoing care for a minor child or a care recipient. The bill would define additional terms for this purpose.

**AB 1122 (Garcia, Cristina D) Employment discrimination.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/15/2021-Re-referred to Com. on L. & E.

**Location:** 3/11/2021-A. L. & E.

**Summary:** Would provide that, under FEHA, it is not a violation of the rights of any individual who is not chosen for an employer to hire or promote a member of a protected group, if the employer determines that the individual hired or promoted is qualified for the job and the individual hired or promoted is a member of a protected group that is underrepresented in the type of job in question in the relevant general workforce. Under the bill, the violation exemption would not apply if the individual hired or promoted is a member of a protected group that, prior to the selection of the individual, was overrepresented in the type of job in the employer's workforce or an individual challenging the hire or promotion decision is a member of a protected group that is underrepresented in the type of job in the relevant general workforce and there is substantial evidence that the individual's protected status was a substantial factor in the hire or promotion decision. The bill would define terms for its purpose.

**AB 1175 (Aguilar-Curry D) Division of Occupational Safety and Health: inspections and investigations: advance notice.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/15/2021-Re-referred to Com. on L. & E.

**Location:** 3/11/2021-A. L. & E.

**Summary:** The Occupational Safety and Health Administration (OSHA), except as provided, prohibits a person or employer from being given advance warning of an inspection or investigation by any authorized representative of the division. OSHA authorizes the Chief of the Division of Occupational Safety and Health or an authorized representative to permit advance notice of an inspection or investigation as prescribed by the Director of Industrial Relations. OSHA prohibits the authorization of advance notice when the investigation or inspection is to be made as a result of an employee complaint, unless there is imminent danger to the health or safety of an employee or employees. OSHA makes it a crime, punishable as prescribed, for any person to give unauthorized advance notice of any inspection to be conducted. This bill would revise those advance warning provisions to prohibit any representative of the division from giving advance notice of an inspection or investigation to an employer or other person unless authorized under OSHA.

**AB 1179 (Carrillo D) Employer provided benefit: backup childcare.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on L. & E.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Would require an employer to provide an employee, on or after January 1, 2022, who works in California for the same employer for 30 or more days within a year from the commencement of employment, with up to 60 hours of paid backup childcare benefits, to be accrued and used as provided. The bill would define "backup childcare" as childcare provided by a qualified backup childcare provider to the employee's child when the employee's regular childcare provider cannot be utilized, and "paid backup childcare" as an employee benefit consisting of the employer paying for a qualified backup childcare provider to provide backup childcare for an employee's child that is compensated at the state minimum wage or the federal minimum wage, whichever is higher.

**AB 1192 (Kalra D) Worker Metrics Program.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on L. & E.

**Location:** 3/18/2021-A. L. & E.

**Summary:** Current law establishes within the Labor and Workforce Development Agency the Department of Industrial Relations, one of the purposes of which is to foster, promote, and develop the welfare of the wage earners of California, to improve their working conditions, and to advance their opportunities for profitable employment. This bill would establish the Worker Metrics Program in, and administered by, the agency and would require employers with more than 1,000 employees in California, as provided, to submit various statistics regarding those employees to the agency. The bill would further require the agency to collect the worker-related statistics annually and, after collection, to assign each employer to one of the 24 industries in the Global Industry Classification Standard system.

**AB 1227 (Levine D) Worker classification: employees and independent contractors: workers in seasonal live theatre.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on L. & E.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Under the ABC test, a person providing labor or services for remuneration is considered an employee rather than an independent contractor unless the hiring entity demonstrates that the person is free from the control and direction of the hiring entity in connection with the performance of the work, the person performs work that is outside the usual course of the hiring entity's business, and the person is customarily engaged in an independently established trade, occupation, or business of the same nature as that involved in the work performed. Current law exempts specified occupations and business relationships from the application of these provisions. Current law instead provides that these occupations and business relationships are governed by the test adopted in S. G. Borello & Sons, Inc. v. Department of Industrial Relations (1989) 48 Cal.3d 341 (Borello). Existing law charges the Labor Commissioner with the enforcement of labor laws, including worker classification. This bill would also exempt workers in seasonal live theatre.

**AB 1256 (Quirk D) Employment discrimination: cannabis screening test.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Coms. on L. & E. and JUD.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Would prohibit an employer from discriminating against a person in hiring, termination, or any term or condition of employment because a drug screening test has found the person to have tetrahydrocannabinol in their urine. The bill would exempt from its provisions an employer that is required to conduct testing for tetrahydrocannabinol by

federal law or regulations, or that would lose a monetary or licensing-related benefit for failing to conduct testing for tetrahydrocannabinol. The bill would also exempt employment in the building and construction trades.

**AB 1301 (Gray D) Labor Code: protections, obligations, and prohibitions: Legislature.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 2/22/2021-Read first time.

**Location:** 2/19/2021-A. PRINT

**Summary:** Current law provides specified protections for employees and specified obligations and prohibitions for employers in regard to payment of wages, gratuities, working conditions, bonds and photographs required by employers, contracts and applications for employment, purchases by employees, employee working hours, agreements regarding joining or becoming a member of a labor organization or employer organization, solicitation of employees by misrepresentation, enrollment in drug and alcohol rehabilitation programs, employee political affiliations, public works, employee indemnification and contributory negligence, provision of health benefits, termination, and occupational safety and health. A violation of several of these provisions by an employer or an agent, manager, superintendent, or officer of an employer is a misdemeanor or infraction, as specified. This bill would expressly provide that these provisions apply to the Legislature and legislative employees, as specified.

**AB 1319 (Gonzalez, Lorena D) The Cooperative Economy Act.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Coms. on L. & E. and B. & F. From committee chair, with author's amendments: Amend, and re-refer to Com. on L. & E. Read second time and amended.

**Location:** 3/25/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Would require the Labor Commissioner to organize, and members to maintain, a corporation under the Nonprofit Mutual Benefit Corporation Law named the "Federation of California Worker Cooperatives" (federation) or a substantially similar name. The bill would require the federation to function as a membership organization for worker cooperatives. This bill would require the Governor to appoint the initial board of directors, to serve for one year or until the first regular meeting of the members, whichever comes later. This bill would provide that the federation is a nonpublic entity, does not constitute a public agency or state employer for any purpose, and that once the Labor Commissioner organizes the federation as a nonprofit mutual benefit corporation and the Governor chooses the first board of directors, there shall be no further involvement in the operation of the federation by any governmental entity.

**AB 1385 (Gonzalez, Lorena D) Employee obligations: exclusivity options: music talent and actors.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on L. & E.

**Location:** 3/18/2021-A. L. & E.

**Summary:** Current law, except as specified, prohibits enforcement of a personal service contract beyond 7 years from the commencement of service under the contract. Under current law, an employee who is a party to a contract to render personal services in the production of specified phonorecords is prohibited from invoking this provision without first giving written notice to the employer that the employee, from and after a specified date, will no longer render service under the contract by reason of the above provision. Current law specifies that a party to a contract to render personal services in the production of specified phonorecords may still pursue an action for certain damages. This bill would eliminate that provision requiring an employee who is a party to a contract to render personal services in the production of specified phonorecords to give written notice and would also repeal the provisions related to damages.

**AB 1396 (Levine D) The Multifamily Housing Program.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on H. & C.D.

**Location:** 3/18/2021-A. H. & C.D.

**Summary:** Would require the Department of Housing and Community Development to convene a working group to advise it in its administration of the Multifamily Housing Program, as specified. The working group would be tasked with, among other things, developing and proposing consistent program requirements for determining eligibility for awarding financial resources to multifamily projects, and proposing alignment of application deadlines for multifamily housing projects.

**AB 1433 (Irwin D) Rapid Digital Upskilling for Displaced Workers Grant Program.**

**Current Text:** Amended: 3/22/2021 [html](#) [pdf](#)

**Last Amended:** 3/22/2021

**Status:** 3/23/2021-Re-referred to Com. on L. & E.

**Location:** 3/11/2021-A. L. & E.

**Summary:** Would establish the Rapid Digital Upskilling for Displaced Workers Grant Program, to be administered by the California Workforce Development Board. The bill would require the board to award grants to 5 counties for Rapid Digital Upskilling for Displaced Workers training programs to provide specified skills to individuals to empower them for careers in growth industries, as prescribed. The bill would establish eligible uses of training program funds and requirements for grant applications and grant awards. The bill would require the board to prepare and submit to the Legislature, by March 1, 2023, a report regarding the uses and outcomes of funds appropriated for purposes of the bill, to include, at a minimum, prescribed information relating to program participation and effectiveness.

**AB 1506 (Kalra D) Prevailing wage: locality.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/15/2021-Re-referred to Com. on L. & E.

**Location:** 3/11/2021-A. L. & E.

**Summary:** Current law requires that workers employed on public works, as defined, costing over \$1,000 be paid not less than the general prevailing rate of per diem wages, and not less than the general prevailing rate of per diem wages for holiday and overtime work, for work of a similar character in the locality in which the public work is performed. Current law defines "locality in which public work is performed" as the county in which the public work is done, in cases in which the state awards the contract, and as the limits of the political subdivision on whose behalf the contract is awarded, in other cases. This bill would eliminate this distinction in the definition of "locality in which public work is performed" and instead define the term in all cases as meaning the county in which the public work is done.

**AB 1510 (Garcia, Eduardo D) Unauthorized workers: Essential Worker and Economic Stability Act of 2021.**

**Current Text:** Amended: 3/17/2021 [html](#) [pdf](#)

**Last Amended:** 3/17/2021

**Status:** 3/18/2021-Re-referred to Com. on L. & E.

**Location:** 3/11/2021-A. L. & E.

**Summary:** Current federal law regulates immigration. Current state law establishes the Employment Development Department (department), which is administered by the Director of Employment Development who is vested with certain duties relating to, among other things, job creation and unemployment compensation. This bill would require the department to determine the extent of labor shortages in the state's essential critical infrastructure workforce sectors and provide that information to specified federal government entities. The bill would require the department to convene a working group to address the issues relating to a work permit program for unauthorized persons who are essential critical infrastructure workforce employees to work and live in the state, and to serve as liaison to the United States Department of Homeland Security and the United States Department of Justice to ensure that state departments are not taking on responsibilities in matters dealing with immigration policy that are the jurisdiction of the federal government.

**AB 1528 (Santiago D) Wages: final payments.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 2/22/2021-Read first time.

**Location:** 2/19/2021-A. PRINT

**Summary:** Current law regulates the terms and conditions of employment and, specifically, the payment of wages. Current law generally requires that if an employer discharges an employee, the wages earned and unpaid at the time of discharge are due and payable immediately. Current law authorizes a state employee to provide for certain amounts, including those associated with unpaid vacation, to be contributed to specified supplemental retirement plans. Current law also authorizes a state employee to defer certain payments until the next calendar year in certain circumstances. This bill would make nonsubstantive changes to these provisions

**AB 1530 (Wicks D) Private employment: mass layoffs.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 2/22/2021-Read first time.

**Location:** 2/19/2021-A. PRINT

**Summary:** Current law prohibits an employer from ordering a mass layoff, relocation, or termination at a covered establishment, as defined, unless, 60 days before the order takes effect, the employer gives written notice to affected employees, as specified. Under current law, an employer who fails to give the necessary notice is liable to employees who were entitled to notice who lost their jobs for back pay and the value of the cost of benefits, as specified. This bill would make nonsubstantive changes in the provisions relating to employer liability described above.

**AB 1561 (Committee on Labor and Employment) Worker classification: employees and independent contractors: licensed manicurists: construction trucking services.**

**Current Text:** Introduced: 2/25/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Com. on L. & E.

**Location:** 3/11/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Current law exempts specified occupations and business relationships from the application of the ABC test as specified. Current law, instead, provides that these exempt relationships are governed by the multifactor test previously adopted in the case of S. G. Borello & Sons, Inc. v. Department of Industrial Relations (1989) 48 Cal.3d 341. These exemptions include services provided by a licensed manicurist, subject to the manicurist meeting specified conditions. Current law makes this exemption for licensed manicurists inoperative on January 1, 2022. This bill would extend the inoperative date of this exemption for licensed manicurists to January 1, 2025.

**SB 46 (Stern D) American Rescue Plan Act funds: federal recovery funds: funded projects.**

**Current Text:** Amended: 3/10/2021 [html](#) [pdf](#)

**Last Amended:** 3/10/2021

**Status:** 3/18/2021-Re-referred to Coms. on G.O., L., P.E. & R., and E.Q. Referral to Com. on E.Q. rescinded because of the limitations placed on committee hearings due to ongoing health and safety risks of the COVID-19 virus.

**Location:** 3/18/2021-S. G.O.

**Summary:** Would require, to the extent authorized by federal law, a state agency that receives and disburses ARP funds or other federal recovery funds to consider projects' potential impact on specified goals, including, among other things, restoring frontline communities and rapidly accelerating achievement of environmental justice and climate goals, including, but not limited to, climate, environmental, and biodiversity protection and stimulating growth. The bill would require state agencies to document how proposed projects meet or align with the goals and require the Labor and Workforce Development Agency to establish an internet website where the public can track the expenditure of federal ARP funds by the state and how funded projects meet the goals.

**SB 62 (Durazo D) Employment: garment manufacturing.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 3/25/2021-Set for hearing April 6.

**Location:** 3/22/2021-S. JUD.

**Calendar:** 4/6/2021 1:30 p.m. - Senate Chamber SENATE JUDICIARY, UMBERG, Chair

**Summary:** Current law makes garment manufacturers liable for guaranteeing payment of wages to employees of their contractors. This bill would expand the definition of garment manufacturing to include dyeing, altering a garment's design, and affixing a label to a garment. The bill would prohibit any employee engaged in the performance of garment manufacturing to be paid by the piece or unit, or by the piece rate, except as specified. The bill would impose statutory damages of \$200 against a garment manufacturer or contractor, payable to the employee, for each pay period in which the employee is paid by the piece rate.

**SB 74 (Borgeas R) Keep California Working Act.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/11/2021-Set for hearing April 19. April 19 set for first hearing canceled at the request of author. From committee with author's amendments. Read second time and amended. Re-referred to Com. on B., P. & E.D.

**Location:** 1/28/2021-S. B., P. & E.D.

**Summary:** Current law establishes the Office of Small Business Advocate within the Governor's Office of Business and Economic Development for the purpose of advocating for the causes of small business and to provide small businesses with the information they need to survive in the marketplace. This bill, the Keep California Working Act, would establish the Keep California Working Grant Program. The act would require the Small Business Advocate to administer the program and award grants, as specified, to small businesses and nonprofit entities that meet specified criteria, including that the entity has experienced economic hardship resulting from the COVID-19 pandemic.

**SB 236 (Ochoa Bogh R) The Labor Code Private Attorneys General Act of 2004.**

**Current Text:** Introduced: 1/21/2021 [html](#) [pdf](#)

**Status:** 2/3/2021-Referred to Com. on RLS.

**Location:** 1/21/2021-S. RLS.

**Summary:** Current law, the Labor Code Private Attorneys General Act of 2004, permits an aggrieved employee, on behalf of themselves and other current or former employees, to bring a civil action pursuant to specified procedures for a violation of a provision of the Labor Code that provides for a civil penalty to be assessed and collected by the Labor and Workforce Development Agency. This bill would make nonsubstantive changes to these provisions.

**SB 321 (Durazo D) Employment safety standards: household domestic services.**

**Current Text:** Introduced: 2/5/2021 [html](#) [pdf](#)

**Status:** 3/25/2021-Set for hearing April 13.

**Location:** 3/22/2021-S. JUD.

**Calendar:** 4/13/2021 1:30 p.m. - Senate Chamber SENATE JUDICIARY, UMBERG, Chair

**Summary:** Current law defines "employment," for purposes of the California Occupational Safety and Health Act of 1973, to include the carrying on of any trade, enterprise, project, industry, business, occupation, or work, including all excavation, demolition, and construction work, or any process or operation in any way related thereto, in which any person is engaged or permitted to work for hire, except household domestic service. This bill would delete the above-described exception for household domestic service, thereby making it subject to the act. The bill would provide, however, that "employment" does not include household domestic service that is publicly funded, as specified, unless it is subject to certain regulatory provisions. The bill would make coverage for household domestic service operative on January 1, 2023, as specified. By expanding the scope of a crime, the bill would impose a state-mandated local program.

**SB 331 (Leyva D) Settlement and nondisparagement agreements.**

**Current Text:** Introduced: 2/8/2021 [html](#) [pdf](#)

**Status:** 3/25/2021-Set for hearing April 13.

**Location:** 3/3/2021-S. JUD.

**Calendar:** 4/13/2021 1:30 p.m. - Senate Chamber SENATE JUDICIARY, UMBERG, Chair

**Summary:** Current law prohibits a settlement agreement from preventing the disclosure of factual information regarding specified acts related to a claim filed in a civil action or a complaint filed in an administrative action. These acts include sexual assault, as defined; sexual harassment, as defined; an act of workplace harassment or discrimination based on sex, failure to prevent such an act, or retaliation against a person for reporting such an act; and an act of harassment or discrimination based on sex by the owner of a housing accommodation, as defined, or retaliation against a person for reporting such an act. This bill would clarify that this prohibition includes provisions which restrict the disclosure of the information described above. The bill would also expand the prohibition to include acts of workplace harassment or discrimination not based on sex and an act of harassment or discrimination not based on sex by the owner of a housing accommodation.

**SB 410 (Leyva D) Occupational safety and health: regulations.**

**Current Text:** Amended: 3/3/2021 [html](#) [pdf](#)

**Last Amended:** 3/3/2021

**Status:** 3/11/2021-Re-referred to Com. on L., P.E. & R.

**Location:** 3/11/2021-S. L., P.E. & R.

**Summary:** Current law generally requires the adoption, amendment, or repeal of standards and orders by the Occupational Safety and Health Standards Board to comply with the rulemaking provisions of the Administrative Procedure Act (APA), but exempts from provisions of the APA relating to public participation and review of proposed regulations a standard or amendment to any standard adopted by the standards board that is substantially the same as a federal standard, including existing APA requirements, for a proposed nonmajor regulation, to prepare a prescribed economic impact assessment and, for a proposed major regulation, to prepare a standardized regulatory impact analysis in a manner prescribed by the Department of Finance. This bill would exempt any occupational safety and health standard and order from the standardized regulatory impact analysis requirement.

**SB 505 (Hertzberg D) Wages: withholdings: written authorizations.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 3/23/2021-Set for hearing April 5.

**Location:** 2/25/2021-S. L., P.E. & R.

**Calendar:** 4/5/2021 Upon adjournment of Session - John L. Burton Hearing Room (4203) SENATE LABOR, PUBLIC EMPLOYMENT AND RETIREMENT, CORTESE, Chair

**Summary:** Under current law, it is not unlawful for an employer to withhold or divert a portion of an employee's wages when the employer is required or empowered to do so by state or federal law or in other specified cases. Under current law, the Division of Labor Standards Enforcement is charged with investigating and enforcing violations of the wage laws. This bill would require an employer, absent fraud, misrepresentation, or theft, to make a good faith effort to consult with an employee to obtain a written authorization to resolve a monetary obligation before utilizing third-party collection services or commencing a civil action. The bill would require the written authorization to include a mutual agreement between the employer and employee and, to the extent possible, would prohibit that written authorization from placing an undue financial burden upon the employee.

**SB 550 (Dahle R) Legislature: employment.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/3/2021-Referred to Coms. on L., P.E. & R. and JUD.

**Location:** 3/3/2021-S. L., P.E. & R.

**Summary:** Current law regulates the employment practices of employers in the state. Certain of these provisions do not apply to state agencies, including the Legislature. This bill would apply the state's laws regulating the employment practices of private employers to the Legislature. Because the violation of various employment laws is a crime, this bill would impose a state-mandated local program.

**SB 572 (Hertzberg D) Labor Commissioner: enforcement: lien on real property.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/23/2021-Set for hearing April 5.

**Location:** 3/3/2021-S. L., P.E. & R.

**Calendar:** 4/5/2021 Upon adjournment of Session - John L. Burton Hearing Room (4203) SENATE LABOR, PUBLIC EMPLOYMENT AND RETIREMENT, CORTESE, Chair

**Summary:** Would authorize the Labor Commissioner to create, as an alternative to a judgment lien, a lien on real property to secure amounts due to the commissioner under any final citation, findings, or decision, as provided. The bill would require the commissioner, among other things, to include specified information on the certificate of lien to be recorded on the relevant party's real property and to issue a certificate of release once the amount due, including any interest and costs, have been paid.

**SB 606 (Gonzalez D) Workplace safety: violations of statutes: enterprise-wide violations: employer retaliation.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Set for hearing April 6. From committee with author's amendments. Read second time and amended. Re-referred to Com. on JUD.

**Location:** 3/22/2021-S. JUD.

**Calendar:** 4/6/2021 1:30 p.m. - Senate Chamber SENATE JUDICIARY, UMBERG, Chair

**Summary:** Current law requires the Division of Occupational Safety and Health to issue a citation for a violation of provisions relating to the spraying of asbestos, or any standard, rule, order, or regulation established pursuant to specified provisions of the California Occupational Safety and Health Act of 1973 if, upon inspection or investigation, the division believes that an employer has committed a violation. This bill, instead, would require the division to issue a citation for a violation of provisions relating to the spraying of asbestos, certain employment safety related provisions of the Labor Code, or any standard, rule, order or regulation established pursuant to specified provisions of the California Safety and Health Act of 1973 or other safety related provisions of the Labor Code if, upon inspection or investigation, or upon evidence or documents obtained by the division in lieu of or in addition to an on-site inspection, the division believes that an employer has committed a violation.

**SB 639 (Durazo D) Minimum wages: persons with disabilities.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/26/2021-Set for hearing April 6.

**Location:** 3/22/2021-S. HUM. S.

**Calendar:** 4/6/2021 1:30 p.m. - John L. Burton Hearing Room (4203) SENATE HUMAN SERVICES, HURTADO, Chair

**Summary:** Current law establishes a minimum wage for all industries and makes it a crime to pay an employee less than the minimum wage fixed by the Industrial Welfare Commission. Current law, however, permits the commission to issue an employee who is mentally or physically disabled, or both, a special license authorizing the employment of the licensee for a period not to exceed one year from date of issue, at a wage less than the minimum wage. Current law requires the commission to fix a special minimum wage for the licensee, which may be renewed on a yearly basis. This bill would prohibit new special licenses from being issued after January 1, 2022. The bill would permit a license to only be renewed for existing licenseholders who meet requisite benchmarks.

**SB 657 (Ochoa Bogh R) Employment: electronic documents.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/23/2021-Set for hearing April 5.

**Location:** 3/3/2021-S. L., P.E. & R.

**Calendar:** 4/5/2021 Upon adjournment of Session - John L. Burton Hearing Room (4203) SENATE LABOR, PUBLIC EMPLOYMENT AND RETIREMENT, CORTESE, Chair

**Summary:** Current law regulates the wages, hours, and working conditions of any worker employed in any occupation, trade, or industry, whether compensation is measured by time, piece, or otherwise, except as specified. The bill would

also authorize an employee working from home to receive legally required notices and postings electronically and sign or acknowledge certain documents electronically.

**SB 665 (Umberg D) Employment policy: voluntary veterans' preference.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/24/2021-Set for hearing April 6.

**Location:** 3/3/2021-S. JUD.

**Calendar:** 4/6/2021 1:30 p.m. - Senate Chamber SENATE JUDICIARY, UMBERG, Chair

**Summary:** Would enact the Voluntary Veterans' Preference Employment Policy Act to authorize a private employer to establish and maintain a written veterans' preference employment policy, to be applied uniformly to hiring decisions, to give a voluntary preference for hiring or retaining a veteran over another qualified applicant or employee. The bill would provide that the granting of a veterans' preference pursuant to the bill, in and of itself, shall be deemed not to violate any local or state equal employment opportunity law or regulation, including, but not limited to, the antidiscrimination provisions of FEHA. The bill would revise the existing veteran status provision in FEHA to remove references to discrimination on account of sex and to Vietnam-era veterans, and would, instead, provide that nothing in that act relating to discrimination affects the right of an employer to use veteran status as a factor in hiring decisions if the employer maintains a veterans' preference employment policy established in accordance with the Voluntary Veterans' Preference Employment Policy Act.

**SB 704 (Gonzalez D) Occupational safety and health.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/3/2021-Referred to Com. on RLS.

**Location:** 2/19/2021-S. RLS.

**Summary:** Current law requires every employer to furnish and use safety devices and safeguards, and to adopt and use practices that are reasonably adequate to render the employment and place of employment safe and healthful. This bill would make nonsubstantive changes to this provision.

**SB 805 (Rubio D) Independent contractors: small nonprofit performing arts organizations.**

**Current Text:** Amended: 3/10/2021 [html](#) [pdf](#)

**Last Amended:** 3/10/2021

**Status:** 3/18/2021-Re-referred to Com. on L., P.E. & R.

**Location:** 3/18/2021-S. L., P.E. & R.

**Summary:** Would exempt from the "ABC" test nonprofit performing arts organizations with annual gross revenues of \$1.9 million or less with respect to workers in positions related to production and would provide that these workers are independent contractors unless otherwise determined by the Borello test. The bill would require a nonprofit performing arts organization operating pursuant to these provisions to procure workers' compensation insurance for workers who are independent contractors hired in production-related positions. The bill would specify that its provisions are not to be interpreted as limiting the ability of a nonprofit performing arts organization to hire workers pursuant to a union contract.

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**Privacy / Consumer Protection**

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**AB 13 (Chau D) Public contracts: automated decision systems.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-From committee chair, with author's amendments: Amend, and re-refer to Com. on P. & C.P. Read second time and amended.

**Location:** 1/11/2021-A. P. & C.P.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 4202 ASSEMBLY PRIVACY AND CONSUMER PROTECTION, CHAU, Chair

**Summary:** Would enact the Automated Decision Systems Accountability Act of 2021 and state the intent of the Legislature that state agencies use an acquisition method that minimizes the risk of adverse and discriminatory impacts resulting from the design and application of automated decision systems. The bill would define "automated decision system" for purposes of the bill's provisions to mean a computational process, including one derived from machine learning, statistical modeling, data analytics, or artificial intelligence, that issues a score, classification, recommendation, or other simplified output that is used to support or replace human decisionmaking and materially impacts natural persons. This bill contains other related provisions and other existing laws.

**AB 327 (Kiley R) California Cybersecurity Integration Center: representatives: California Privacy Protection Agency.**

**Current Text:** Introduced: 1/26/2021 [html](#) [pdf](#)

**Status:** 2/12/2021-Referred to Coms. on P. & C.P. and E.M.

**Location:** 2/12/2021-A. P. & C.P.

**Summary:** Would add the California Privacy Protection Agency as one of the organizations whose representatives comprise the California Cybersecurity Integration Center.

**AB 335 (Boerner Horvath D) California Consumer Privacy Act of 2018: vessel information.**

**Current Text:** Amended: 3/26/2021 [html](#) [pdf](#)

**Last Amended:** 3/26/2021

**Status:** 3/26/2021-From committee chair, with author's amendments: Amend, and re-refer to Com. on P. & C.P. Read second time and amended.

**Location:** 2/12/2021-A. P. & C.P.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 4202 ASSEMBLY PRIVACY AND CONSUMER PROTECTION, CHAU, Chair

**Summary:** The California Consumer Privacy Act of 2018 grants a consumer various rights with regard to personal information relating to that consumer that is held by a business, including the right to direct a business not to sell, as defined, personal information about the consumer to third parties, as defined. This right is known as the right to opt out. The California Privacy Rights Act of 2020, approved by the voters as Proposition 24 at the November 3, 2020, statewide general election, amended, added to, and reenacted the CCPA. This bill would exempt from the right to opt out vessel information or ownership information retained or shared between a vessel dealer and the vessel's manufacturer, if the information is shared for the purpose of effectuating or in anticipation of effectuating a vessel repair covered by a vessel warranty or a recall, as specified.

**AB 346 (Seyarto R) Privacy: breach.**

**Current Text:** Introduced: 1/28/2021 [html](#) [pdf](#)

**Status:** 2/12/2021-Referred to Com. on P. & C.P.

**Location:** 2/12/2021-A. P. & C.P.

**Summary:** The Information Practices Act of 1977 requires an agency, which includes a local agency, that owns or licenses computerized data that includes personal information, as defined, to disclose expeditiously and without unreasonable delay a breach in the security of the data to a resident of California whose unencrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person, or whose encrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person, and the encryption key or security credential was, or is reasonably believed to have been, acquired by an unauthorized person, and the agency that owns or licenses the encrypted information has a reasonable belief that the encryption key or security credential could render that personal information readable or useable. Current law also requires an agency that maintains computerized data that includes personal information that the agency does not own to notify the owner or licensee of the information of any breach of the security of the data immediately following discovery, if the personal information was, or is reasonably believed to have been, acquired by an unauthorized person. This bill would make the above-described requirements applicable if the information is accessed by an unauthorized person.

**AB 790 (Quirk-Silva D) Consumer Legal Remedies Act**

**Current Text:** Amended: 3/22/2021 [html](#) [pdf](#)

**Last Amended:** 3/22/2021

**Status:** 3/23/2021-Re-referred to Com. on P. & C.P.

**Location:** 3/18/2021-A. P. & C.P.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 4202 ASSEMBLY PRIVACY AND CONSUMER PROTECTION, CHAU, Chair

**Summary:** Would extend the described provisions of the Consumer Legal Remedies Act relating to home solicitations of a senior citizen where a loan encumbers the primary residence of the consumer for purposes of paying for home improvement to also apply to assessments. Under the bill, if transactions are part of a pattern or practice in violation of specified provisions relating to the PACE program, or specified provisions regulating PACE program administrators under the California Financing Law, they would be unfair methods of competition and unfair or deceptive acts or practices.

**AB 825 (Levine D) Personal information: data breaches: genetic data.**

**Current Text:** Amended: 3/26/2021 [html](#) [pdf](#)

**Last Amended:** 3/26/2021

**Status:** 3/26/2021-From committee chair, with author's amendments: Amend, and re-refer to Com. on P. & C.P. Read second time and amended.

**Location:** 2/25/2021-A. P. & C.P.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 4202 ASSEMBLY PRIVACY AND CONSUMER PROTECTION, CHAU, Chair

**Summary:** Current law requires a business that owns, licenses, or maintains personal information about a California resident to implement and maintain reasonable security procedures and practices. Current law requires a person or business that conducts business in California, and that owns or licenses computerized data that includes personal information, to disclose a breach of the security of the system following discovery or notification of the breach. This bill would specify that personal information for these purposes includes genetic data, and would define genetic data to mean any data, regardless of its format, that results from the analysis of a biological sample of an individual, or other source, and concerns genetic material, as specified. Because this bill would establish new requirements on local agencies, the bill would impose a state-mandated local program.

**AB 859 (Irwin D) Mobility devices: personal information.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on P. & C.P.

**Location:** 2/25/2021-A. P. & C.P.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 4202 ASSEMBLY PRIVACY AND CONSUMER PROTECTION, CHAU, Chair

**Summary:** Would authorize a public agency, defined as a state or local public entity that issues a permit to an operator for mobility services or that otherwise regulates an operator, to require an operator to periodically submit to the public agency anonymized trip data and the operator's mobility devices operating in the geographic area under the public agency's jurisdiction and provide specified notice of that requirement to the operator. The bill would authorize a public agency to share anonymized trip data with a contractor, agent, or other public agency only if specified conditions are met, including that the purpose of the sharing is to assist the public agency in the promotion and protection of transportation planning, integration of mobility options, and road safety.

**AB 1252 (Chau D) Information privacy: digital health feedback systems.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/24/2021-From committee: Do pass and re-refer to Com. on P. & C.P. (Ayes 11. Noes 2.) (March 23). Re-referred to Com. on P. & C.P.

**Location:** 3/23/2021-A. P. & C.P.

**Summary:** Would define "personal health record information" for purposes of the Confidentiality of Medical Information Act to mean individually identifiable information, in electronic or physical form, about an individual's mental or physical condition that is collected by an FDA-approved commercial internet website, online service, or product that is used by an individual at the direction of a provider of health care with the primary purpose of collecting the individual's individually identifiable personal health record information through a direct measurement of an individual's mental or physical condition or through user input regarding an individual's mental or physical condition.

**AB 1262 (Cunningham R) Information privacy: other connected device with a voice recognition feature.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on P. & C.P.

**Location:** 3/4/2021-A. P. & C.P.

**Summary:** Current law limits the liability of a manufacturer to functionality provided at the time of the original sale of a connected television and specifically excludes liability for functionality provided by applications the user chooses to use in the cloud or that are downloaded and installed by a user. Existing law prohibits a waiver of these prohibitions and authorizes their enforcement by injunction or civil penalty in a court of competent jurisdiction by the Attorney General or a district attorney. Existing law defines terms for these purposes. This bill would include smart speaker devices, as defined, within the scope of those provisions.

**AB 1490 (Chau D) California Privacy Rights Act of 2020: California Privacy Protection Agency.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Com. on P. & C.P.

**Location:** 3/11/2021-A. P. & C.P.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 4202 ASSEMBLY PRIVACY AND CONSUMER PROTECTION, CHAU, Chair

**Summary:** The California Privacy Rights Act of 2020, approved by the voters as Proposition 24 at the November 3, 2020, statewide general election, establishes the California Privacy Protection Agency and vests it with full administrative power, authority, and jurisdiction to implement and enforce the California Consumer Privacy Act of 2018 (CCPA). Proposition 24 requires the agency to be governed by a 5-member board appointed, as specified, from among Californians with expertise in the areas of privacy, technology, and consumer rights. Proposition 24 requires members of the board to have

qualifications, experience, and skills, in particular in the areas of privacy and technology, required to perform the duties of the agency and exercise its powers. This bill would require members of the board to additionally have qualification, experience, and skills in consumer rights.

**SB 41 (Umberg D) Privacy: genetic testing companies.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/22/2021-March 22 hearing: Placed on APPR suspense file.

**Location:** 3/22/2021-S. APPR. SUSPENSE FILE

**Summary:** Would establish the Genetic Information Privacy Act, which would require a direct-to-consumer genetic testing company, as defined, or any other company that collects, uses, maintains, or discloses genetic data collected or derived from a direct-to-consumer genetic testing product or service, or provided directly by a consumer, to provide a consumer with certain information regarding the company's policies and procedures for the collection, use, maintenance, and disclosure, as applicable, of genetic data, and to obtain a consumer's express consent for collection, use, or disclosure of the consumer's genetic data, as specified.

**SB 711 (Borgeas R) Patient access to health records.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/3/2021-Referred to Com. on RLS.

**Location:** 2/19/2021-S. RLS.

**Summary:** Current law generally governs a patient's access to the patient's own health records. Current law establishes procedures for providing access to health care records or summaries of those records by patients and by those persons who have responsibility for decisions regarding the health care of others, as described. Current law sets forth the Legislature's findings and declarations regarding the right of access to that information, as specified. This bill would make technical, nonsubstantive changes to those findings and declarations.

**SB 746 (Skinner D) California Consumer Privacy Act of 2018: personal information: political purpose.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-From committee with author's amendments. Read second time and amended. Re-referred to Com. on JUD.

**Location:** 3/3/2021-S. JUD.

**Calendar:** 4/6/2021 1:30 p.m. - Senate Chamber SENATE JUDICIARY, UMBERG, Chair

**Summary:** Would grant a consumer the right to request that a business disclose to the consumer whether or not the business uses personal information collected about the consumer for a political purpose, as defined. The bill would require a business that collects personal information about a consumer and uses that information for a political purpose to disclose to the consumer specified information upon receipt of a verifiable consumer request from the consumer, including the name of any candidate or committee for which the consumer's personal information was used for a political purpose. The bill would also require the business to disclose that information to the California Privacy Protection Agency or the Attorney General, as specified, and submit a statement certified, under penalty of perjury, by the chief executive officer, or equivalent person, of the business that the business has complied with that requirement.

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## Taxation

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**AB 91 (Valladares R) Taxation: corporations: minimum franchise tax: limited liability companies: annual tax: small businesses: microbusinesses.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 3/22/2021-In committee: Hearing postponed by committee.

**Location:** 1/11/2021-A. REV. & TAX

**Summary:** Would, for taxable years beginning on or after January 1, 2021, reduce the minimum franchise tax to \$400 for small businesses, as defined, and to \$200 for microbusinesses, as defined. The bill, for taxable years beginning on or after January 1, 2021, would also reduce the annual tax for the limited liability companies described above that are small businesses to \$400 and that are microbusinesses to \$200. The bill would also state the intent of the Legislature to comply with the additional information requirement for any bill authorizing a new tax expenditure.

**AB 593 (Petrie-Norris D) Income taxes: net operating losses: tax credits: research, development, and testing for diseases.**

**Current Text:** Introduced: 2/11/2021 [html](#) [pdf](#)

**Status:** 2/18/2021-Referred to Com. on REV. & TAX.

**Location:** 2/18/2021-A. REV. & TAX

**Calendar:** 4/12/2021 2:30 p.m. - State Capitol, Room 4202 ASSEMBLY REVENUE AND TAXATION, BURKE, Chair

**Summary:** The Personal Income Tax Law and Corporation Tax Law generally authorize various credits against the taxes imposed by those laws. Current law provides that, except as specified, the total credits allowable under those laws may not reduce the taxes imposed by those laws by more than \$5,000,000, as provided, for taxable years beginning on or after January 1, 2020, and before January 1, 2023. This bill, the Golden State Innovation Act of 2021, would, for taxable years beginning on or after January 1, 2021, and before January 1, 2023, exclude a taxpayer that performs clinical, biomedical, or other research, development, or testing needed for COVID-19 or other diseases from the above-described suspension of the deduction for net operating losses and the above-described limitation on the total credits allowable.

**AB 632 (Ramos D) Minimum franchise tax: small business fees.**

**Current Text:** Introduced: 2/12/2021 [html](#) [pdf](#)

**Status:** 3/22/2021-In committee: Hearing postponed by committee.

**Location:** 2/25/2021-A. REV. & TAX

**Summary:** Would, for taxable years beginning on or after January 1, 2022, and before January 1, 2027, reduce the minimum franchise tax, as provided, based on the gross receipts during the taxable year of the corporation but would continue to impose the current amount of the annual tax on corporations described above whose gross receipts exceed \$15,000,000 and on every limited partnership, limited liability partnership, and limited liability company doing business in this state. This bill would make findings specifying the goal, purpose, and objective of the tax expenditure provided by this bill and the performance indicator to be used and would require, on or before January 1, 2023, the Franchise Tax Board to submit an annual report to the Legislature on the effect of tax reduction on corporations that are small businesses in the state, as specified.

**AB 664 (Bigelow R) Taxation: Corporation Tax Law: annual tax: small businesses.**

**Current Text:** Introduced: 2/12/2021 [html](#) [pdf](#)

**Status:** 3/22/2021-In committee: Hearing postponed by committee.

**Location:** 2/25/2021-A. REV. & TAX

**Summary:** Would, for taxable years beginning on or after January 1, 2020, suspend the payment requirement of the taxes imposed under the Corporation Tax Law and the annual tax for small businesses, as defined, until the state of emergency declared by the Governor on March 4, 2020, related to the COVID-19 virus, has ended. The bill would also suspend the accrual of any penalties or interest related to the payment of those taxes for the specified taxable years for small businesses.

**AB 722 (Kiley R) Sales and use taxes.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/17/2021-From printer. May be heard in committee March 19.

**Location:** 2/16/2021-A. PRINT

**Summary:** Current sales and use tax laws impose a tax on retailers measured by the gross receipts from the sale in this state of, or the storage, use, or other consumption in this state of, tangible personal property and punishes a violation of those laws with a fine of not less than \$1,000 and not more than \$5,000, imprisonment not exceeding one year in the county jail, or both. This bill would make nonsubstantive changes to those provisions.

**AB 727 (Choi R) Income tax: health savings accounts.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on REV. & TAX.

**Location:** 2/25/2021-A. REV. & TAX

**Summary:** Would, for taxable years beginning on or after January 1, 2021, and before January 1, 2026, would allow a deduction in computing adjusted gross income in connection with health savings accounts in conformity with federal law. In general, the deduction would be an amount equal to the aggregate amount paid in cash during the taxable year by, or on behalf of, an eligible individual, as defined, to a health savings account of that individual, as provided. The bill, for taxable years beginning on or after January 1, 2021, and before January 1, 2026, would also provide related conformity to that federal law with respect to the allowance of rollovers from Archer Medical Savings Accounts, health flexible spending arrangements, or health reimbursement accounts to a health savings account, and penalties in connection therewith.

**AB 806 (Chen R) Taxation: corporations: minimum franchise tax: limited liability companies: annual tax: suspension.**

**Current Text:** Introduced: 2/16/2021 [html](#) [pdf](#)

**Status:** 3/22/2021-In committee: Hearing postponed by committee.

**Location:** 2/25/2021-A. REV. & TAX

**Summary:** Current law imposes an annual minimum franchise tax of \$800, except as provided, on every corporation incorporated in this state, qualified to transact intrastate business in this state, or doing business in this state. Current law also imposes an annual tax in an amount equal to the minimum franchise tax on every limited partnership, limited liability partnership, and limited liability company doing business in this state, as specified. This bill would suspend the minimum franchise tax and the annual tax for taxable years beginning on or after January 1, 2020, and before January 1, 2023. This bill would also include additional information required for any bill authorizing a new tax expenditure.

**AB 879 (Rubio, Blanca D) Personal income tax: corporation tax: sales and use taxes: California Tax Amnesty and Revenue Recovery Act.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on REV. & TAX.

**Location:** 2/25/2021-A. REV. & TAX

**Calendar:** 4/5/2021 2:30 p.m. - State Capitol, Room 4202 ASSEMBLY REVENUE AND TAXATION, BURKE, Chair

**Summary:** Would require the California Department of Tax and Fee Administration and the Franchise Tax Board to administer the California Tax Amnesty and Revenue Recovery Act, a tax amnesty program, as applicable, during the period beginning on February 1, 2022, to March 31, 2022, inclusive, or a period ending no later than June 30, 2022, for specified taxpayers with respect to penalties and fees for tax reporting periods beginning before January 1, 2021. This bill would require the applicant to the amnesty program to file the application under the penalty of perjury.

**AB 936 (Chen R) Personal Income Taxes: Corporation Taxes: gross income: Federal Consolidated Appropriations Act, 2021.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on REV. & TAX.

**Location:** 2/25/2021-A. REV. & TAX

**Summary:** The Consolidated Appropriations Act, 2021 prohibits reductions in tax deductions, denials of basis adjustments, and reductions in tax attributes for federal income tax purposes based on the exclusion from gross income provided in the federal CARES Act and its subsequent amendments. This bill would adopt the provisions of the Consolidated Appropriations Act, 2021, prohibiting any reduction in tax deductions, denials of basis adjustments, and reductions in tax attributes based on the exclusion from gross income provided for any loan amount forgiven in conformity with the federal CARES Act and its subsequent amendments.

**AB 946 (Lee D) Home Purchase Assistance Fund: personal income taxation: mortgage interest deduction.**

**Current Text:** Introduced: 2/17/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on REV. & TAX.

**Location:** 3/4/2021-A. REV. & TAX

**Calendar:** 4/12/2021 2:30 p.m. - State Capitol, Room 4202 ASSEMBLY REVENUE AND TAXATION, BURKE, Chair

**Summary:** The Personal Income Tax Law allows various deductions in computing the income that is subject to the taxes imposed by that law, including, in modified conformity with federal income tax laws, a deduction for a limited amount of interest paid on acquisition indebtedness, as defined, with respect to a qualified residence of the taxpayer. Current law limits the aggregate amount treated as acquisition indebtedness for these purposes to \$1,000,000, or \$500,000 in the case of a married individual filing a separate return. Current law specifies for these purposes that a qualified residence includes the taxpayer's principal residence and one other residence selected by the taxpayer, as provided. This bill, for taxable years beginning on or after January 1, 2022, would disallow the deduction of acquisition indebtedness with respect to a qualified residence of a taxpayer other than the principal residence.

**AB 994 (Patterson R) Income taxation: exclusion: California Small Business COVID-19 Relief Grant Program.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on REV. & TAX.

**Location:** 3/4/2021-A. REV. & TAX

**Summary:** for taxable years beginning on or after January 1, 2021, and before January 1, 2026, would exclude, under both the Personal Income Tax Law and the Corporation Tax Law, from gross income the amount of a grant awarded pursuant to the California Small Business COVID-19 Relief Grant Program.

**AB 1065 (Maienschein D) Personal income taxes: voluntary contributions: Mental Health Help Program Voluntary Tax Contribution Fund.**

**Current Text:** Amended: 3/8/2021 [html](#) [pdf](#)

**Last Amended:** 3/8/2021

**Status:** 3/9/2021-Re-referred to Com. on REV. & TAX.

**Location:** 3/4/2021-A. REV. & TAX

**Calendar:** 4/5/2021 2:30 p.m. - State Capitol, Room 4202 ASSEMBLY REVENUE AND TAXATION, BURKE, Chair

**Summary:** Would allow an individual to designate on their tax return that a specified amount in excess of the taxpayer's personal income tax liability be transferred to the Mental Health Help Program Voluntary Tax Contribution Fund, which would be created by this bill. The bill would conform with those aforementioned administrative requirements by continuously appropriating those funds to the Franchise Tax Board, the Controller, and the Department of the California Highway Patrol for administrative costs and by requiring the Department of the California Highway Patrol to post specified information provided by the National Alliance on Mental Illness about those funds on its internet website.

**AB 1424 (Nguyen R) Sales and use taxes: public hearings.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on REV. & TAX.

**Location:** 3/18/2021-A. REV. & TAX

**Summary:** The Sales and Use Tax Law, administered and enforced by the California Department of Tax and Fee Administration, requires the department to perform annually a systematic identification of areas of recurrent taxpayer noncompliance and to report these findings in its specified annual report to the Governor. Current law requires the department, in order to prepare the report, to conduct an annual hearing where taxpayers are allowed to present their proposals on changes to the Sales and Use Tax Law. This bill would require the department to ensure participation in the annual hearing may be virtual or remote.

**SB 313 (Durazo D) California Competes tax credit: refunds.**

**Current Text:** Introduced: 2/4/2021 [html](#) [pdf](#)

**Status:** 2/22/2021-Art. IV. Sec. 8(a) of the Constitution dispensed with. (Ayes 32. Noes 4.) Joint Rule 55 suspended. (Ayes 32. Noes 4.)

**Location:** 2/17/2021-S. GOV. & F.

**Summary:** Would, for taxable years beginning on or after January 1, 2022, allow a qualified taxpayer, to the extent a CalCompetes tax credit amount exceeds a qualified taxpayer's tax liability for the taxable year, as specified, to elect to be paid a refund from the Tax Relief and Refund Account, not to exceed the amount of total taxes imposed by the state and paid by the qualified taxpayer during the taxable year. The bill would define a "qualified taxpayer" as a taxpayer that has created at least 5,000 prevailing wage, full-time or full-time equivalent jobs in the state each year for a period of 10 years. The bill would require a qualified taxpayer that receives a refund to reinvest the refund into immobile capital equipment that supports infrastructure improvements, expansion, or developments for media production facilities in the state, as provided.

**SB 408 (Min D) Income taxes: credits: restaurants, bars, and hotels.**

**Current Text:** Amended: 3/10/2021 [html](#) [pdf](#)

**Last Amended:** 3/10/2021

**Status:** 3/18/2021-Re-referred to Com. on GOV. & F.

**Location:** 3/18/2021-S. GOV. & F.

**Summary:** The Personal Income Tax Law and the Corporation Tax Law allow various credits against the taxes imposed by those laws. Current law requires any bill authorizing a new tax credit to contain, among other things, specific goals, purposes, and objectives that the tax credit will achieve, detailed performance indicators, and data collection requirements. This bill, for taxable years beginning on or after January 1, 2021, and before January 1, 2022, would allow a credit against those taxes to a qualified taxpayer in an unspecified amount. The bill would define a qualified taxpayer as a taxpayer that owned and operated, in any taxable year beginning on or after January 1, 2021, and before January 1, 2022, a bar, hotel, or restaurant that employs 50 or fewer employees. The bill would include additional information required for any bill authorizing a new income tax credit.

**SB 444 (Hertzberg D) Personal income tax: exclusions from gross income.**

**Current Text:** Amended: 3/3/2021 [html](#) [pdf](#)

**Last Amended:** 3/3/2021

**Status:** 3/25/2021-From committee: Do pass and re-refer to Com. on APPR with recommendation: To consent calendar. (Ayes 5. Noes 0.) (March 25). Re-referred to Com. on APPR.

**Location:** 3/25/2021-S. APPR.

**Summary:** Current federal law, known as the National and Community Service State Grant Program, gives educational awards to individuals based on the individual's participation in an approved national service position. That law also provides grants to states, subdivisions of states, and other public and private organizations to carry out national service programs, as defined, including grants to the California Volunteers program administered by the office of the Governor. California Volunteers, through the California For All Educational Award program, offers educational awards using funds

granted pursuant to the National and Community Service State Grant Program. This bill, for taxable years beginning on or after January 1, 2021, and before January 1, 2032, would exclude from gross income those educational awards received by a taxpayer based on the taxpayer's participation in the California For All Education Award program.

**SB 610 (Grove R) Personal income tax: credit: virtual learning costs: dependent of the taxpayer.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/3/2021-Referred to Com. on GOV. & F.

**Location:** 3/3/2021-S. GOV. & F.

**Summary:** The Personal Income Tax Law allows various credits against the taxes imposed by that law. Current law requires any bill authorizing a new tax expenditure to contain, among other things, specific goals, purposes, and objectives that the tax expenditure will achieve, detailed performance indicators, and data collection requirements. This bill would allow a credit against those taxes for each taxable year beginning on or after January 1, 2021, in an amount equal to the amount paid or incurred by a taxpayer during the taxable year for qualified costs, as defined, related to virtual learning for a qualified dependent, as defined, not to exceed \$2,250.

**SB 691 (Rubio D) Personal Income Tax Law: earned income tax credit: young child tax credit.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/18/2021-Re-referred to Com. on GOV. & F.

**Location:** 3/18/2021-S. GOV. & F.

**Summary:** Would, for taxable years beginning on or after January 1, 2021, allow an additional earned income tax credit to eligible individuals with no dependents whose earned income is too high for the taxpayer to receive the federal earned income tax credit. The additional earned income tax credit is in a specified amount, multiplied by the earned income tax credit adjustment factor, and phases out as the income of the eligible individual increases beyond a specified amount. The bill would also increase the earned income tax credit available to eligible individuals who are not eligible for the federal earned income tax credit because they are 18 to 24 years of age, 65 years of age or older, or because they file using a federal individual taxpayer identification number.

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## Unemployment

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**AB 8 (Smith R) Unemployment benefits: direct deposit.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Referred to Com. on INS.

**Location:** 1/11/2021-A. INS.

**Summary:** Current law requires unemployment compensation benefits that are directly deposited to an account of the recipient's choice to be deposited to a qualifying account. Current law defines "qualifying account" for these purposes to mean a demand deposit or savings account at an insured financial institution in the name of the person entitled to receipt of public assistance payments or a prepaid card account that meets certain requirements, including that the prepaid card account may not be attached to any credit or overdraft feature that is automatically repaid from the account after delivery of the payment. This bill would, by July 1, 2021, provide that the recipient of the unemployment compensation benefits has the right to choose whether the benefits payments are directly deposited into a qualifying account or applied to a prepaid debit card.

**AB 19 (Santiago D) Unemployment insurance compensation: COVID-19 pandemic: temporary benefits.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Referred to Com. on INS.

**Location:** 1/11/2021-A. INS.

**Summary:** The federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) temporarily provides for expanded unemployment benefits through the federal Pandemic Unemployment Assistance (PUA) and Pandemic Emergency Unemployment Compensation (PEUC) provisions of the CARES Act. This bill would require the Employment Development Department to provide, until July 1, 2022, following the termination of assistance pursuant to PUA and PEUC or any other federal or state supplemental unemployment compensation payments for unemployment due to the COVID-19 pandemic, in addition to an individual's weekly benefit amount as otherwise provided for by existing unemployment compensation law, unemployment compensation benefits equivalent to the terminated federal or state supplemental unemployment compensation payments for the remainder of the duration of time the individual is unemployed due to the COVID-19 pandemic, notwithstanding the weekly benefit cap. The bill would prohibit any unemployment compensation benefits authorized by the bill from being charged against the reserve account of any employer.

**AB 24 (Waldron R) Unemployment insurance: benefit determination deadlines.**

**Current Text:** Introduced: 12/7/2020 [html](#) [pdf](#)

**Status:** 1/11/2021-Referred to Com. on INS.

**Location:** 1/11/2021-A. INS.

**Summary:** Current law establishes procedures for the filing, determination, and payment of benefit claims, and those benefits are payable from the Unemployment Fund. Current law requires the department to promptly pay benefits if it finds the claimant is eligible and to promptly deny benefits if it finds the claimant is ineligible for benefits. Current law requires the department to consider facts submitted by an employer in making this determination and also provides for the department to audit claims, as specified. Existing law provides a procedure for a claimant or a base employer to challenge a determination of the computation or recomputation of the benefits. This bill would require the department to provide a claimant with a notification of the computation used to determine their benefits within 30 days of the receipt of the claim and to respond to a challenge by the claimant or the base employer based on the computation or recomputation of benefits within 15 days of the receipt of the protest, except as specified.

**AB 42 (Lackey R) Unemployment insurance: advisory committee on unemployment insurance.**

**Current Text:** Amended: 2/18/2021 [html](#) [pdf](#)

**Last Amended:** 2/18/2021

**Status:** 2/22/2021-Re-referred to Com. on INS.

**Location:** 2/18/2021-A. INS.

**Summary:** Would require the Employment Development Department to establish, upon appropriation by the Legislature, an advisory committee to advise the department on matters within the department's jurisdiction, including, but not limited to, unemployment insurance. The bill would require the committee to include members representing a diverse spectrum of private and public employers and employees impacted by programs overseen by the department, as provided. The bill would require the committee to hold open and public meetings in compliance with the Bagley-Keene Open Meeting Act at least once a quarter. The bill would require, commencing on January 1, 2023, the committee to prepare and publicly publish an annual report describing its activities, including, but not limited to, recommendations made by the advisory committee and the department's response to those recommendations.

**AB 74 (Gonzalez, Lorena D) Unemployment and disability benefit payments: direct deposit.**

**Current Text:** Amended: 2/18/2021 [html](#) [pdf](#)

**Last Amended:** 2/18/2021

**Status:** 3/25/2021-Coauthors revised.

**Location:** 1/28/2021-A. INS.

**Calendar:** 4/15/2021 10:30 a.m. - State Capitol, Assembly Chamber ASSEMBLY INSURANCE, DALY, Chair

**Summary:** Current law authorizes the Employment Development Department to administer the state unemployment insurance compensation program and the disability insurance compensation program, which includes family temporary disability insurance benefits. Current law requires the department, among other duties, to make unemployment and disability compensation payments, as prescribed by the Director of Employment Development. Current law requires unemployment insurance compensation benefits that are directly deposited to an account of the recipient's choice to be deposited to a qualifying account, as defined. This bill could require the Employment Development Department, before commencing payment, to provide a person entitled to receive benefits under the state unemployment insurance compensation program or the disability insurance compensation program the option to receive payments either directly deposited by electronic fund transfer into a qualifying account of the recipient's choice, in addition to other alternative disbursement payment methods such as checks.

**AB 274 (Davies R) Unemployment benefits: chip-enabled cards.**

**Current Text:** Introduced: 1/19/2021 [html](#) [pdf](#)

**Status:** 1/28/2021-Referred to Com. on INS.

**Location:** 1/28/2021-A. INS.

**Summary:** Current law requires unemployment compensation benefits that are directly deposited to an account of the recipient's choice to be deposited to a qualifying account, which includes a prepaid card account that meets certain requirements. Current law includes in the definition of prepaid card or prepaid card account a card, code, or other means of access to funds of a recipient that is usable at multiple, unaffiliated merchants for goods or services, or usable at automated teller machines. This bill would revise the definition of prepaid card or prepaid card account by requiring cards to be chip-enabled, as defined.

**AB 330 (Kamlager D) Unemployment compensation: excluded services: family members.**

**Current Text:** Introduced: 1/27/2021 [html](#) [pdf](#)

**Status:** 1/28/2021-From printer. May be heard in committee February 27.

**Location:** 1/27/2021-A. PRINT

**Summary:** Current law provides for the payment of unemployment insurance and disability compensation to certain employees who become unemployed or disabled. For that purpose, current law defines employment, but excludes certain services performed by individuals from that definition. Current law specifies that employment does not include service performed by a child in the employ of their parents or by an individual in the employ of their child or spouse. This bill would make nonsubstantive changes to that exclusion.

**AB 360 (Patterson R) Employment Development Department: Unemployment Insurance Reform Project.**

**Current Text:** Amended: 3/4/2021 [html](#) [pdf](#)

**Last Amended:** 3/4/2021

**Status:** 3/8/2021-Re-referred to Com. on INS.

**Location:** 3/4/2021-A. INS.

**Summary:** Would establish the Unemployment Insurance Reform Project to be administered by the Director of Employment Development. Under the bill, the Employment Development Department would be required to comply with various reporting and review processes. In this regard, the bill would require the department to report specified information regarding overpayments at least once every 6 months on its internet website, to immediately perform a risk assessment of its deferred workloads, and to develop a workload plan that prioritizes its deferred workloads based on that risk assessment. The bill would require the department to develop a recession plan so that it is well prepared to provide services during future economic downturns, as specified. The bill would require the department to, by March 1, 2021, revise its public dashboards with regard to the number of backlogged claims, as specified.

**AB 397 (Mayes I) Unemployment insurance: benefits: disqualification: notice.**

**Current Text:** Introduced: 2/3/2021 [html](#) [pdf](#)

**Status:** 3/25/2021-Coauthors revised.

**Location:** 2/3/2021-A. INS.

**Calendar:** 4/15/2021 10:30 a.m. - State Capitol, Assembly Chamber ASSEMBLY INSURANCE, DALY, Chair

**Summary:** Current law requires that an individual is disqualified for unemployment compensation benefits if the individual willfully, for the purpose of obtaining unemployment compensation benefits, either made a false statement or representation, including, but not limited to, using a false name, false social security number, or other false identification, with actual knowledge of the falsity of it, or withheld a material fact in order to obtain unemployment compensation benefits. An individual disqualified from unemployment compensation benefits for making a false statement or representation or withholding material facts is ineligible to receive unemployment compensation benefits for certain periods of time, as provided. This bill, among other things, would require the Employment Development Department, prior to disqualifying an individual and subjecting that person to a period of ineligibility, to provide notice to the individual of the proposed determination.

**AB 400 (Petrie-Norris D) Unemployment insurance: Unemployment Insurance Oversight Advisory Board.**

**Current Text:** Introduced: 2/3/2021 [html](#) [pdf](#)

**Status:** 2/12/2021-Referred to Com. on INS.

**Location:** 2/12/2021-A. INS.

**Summary:** Would establish the Unemployment Insurance Oversight Advisory Board in the Labor and Workforce Development Agency as an advisory body to review the operations of the Employment Development Department under the state unemployment and disability compensation programs and make recommendations to the Employment Development Department, the Governor, and the Legislature to enhance the efficiency of those operations. The bill would require the board to consist of 6 members, as specified, who serve without compensation, but would require members to be reimbursed for their necessary and reasonable expenses incurred in performing their duties and responsibilities, upon appropriation by the Legislature.

**AB 980 (Dahle, Megan R) Employment Development Department: claim information.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on INS.

**Location:** 3/4/2021-A. INS.

**Summary:** Current law requires the Director of Employment Development to make available, from September 4, 2020, to July 1, 2021, on the department's internet website, in addition to the information currently provided on the department's Unemployment Insurance Data Dashboard, specified information about unique unemployment insurance claims. This bill would require the department, using the online portals provided via the department's internet website, to make available to an employer a list of claimants approved to receive benefits from that employer and a method by which the employer can object to an approved claim, as specified.

**AB 1008 (Grayson D) Unemployment insurance: employee status: definition.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on INS.

**Location:** 3/4/2021-A. INS.

**Summary:** Current law governing unemployment insurance defines “employment” for those purposes, and exempts from this definition the services performed by certain persons, including various types of brokers or salespersons meeting specified conditions, including that the sale or demonstration of the product takes place in the buyer’s home. Current law limits the exemption to sales that take place in other than a retail or wholesale establishment. This bill, among other things, would also exempt from the definition of employment, a seller that sells or demonstrates products in the buyer’s business. The bill would also specify that certain types of vehicles used to sell specified tools do not qualify as a retail or wholesale establishment for purposes of these provisions.

**AB 1159 (Daly D) Employment Development Department: reports.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on INS.

**Location:** 3/4/2021-A. INS.

**Summary:** Current law creates the Employment Development Department within the Labor and Workforce Development Agency, which is vested with the duties, purposes, responsibilities, and jurisdiction regarding job creation activities. Current law requires the Director of Employment Development to prepare a biennial report to the Legislature on the department’s automation plans, including recommendations for improvements, as specified, and transmit the report to specified individuals and legislative entities on or before February 1 of each even-numbered year. This bill would instead require the report to be prepared and transmitted annually on or before March 31 of each year.

**SB 390 (Laird D) Employment Development Department: comprehensive plan.**

**Current Text:** Amended: 3/3/2021 [html](#) [pdf](#)

**Last Amended:** 3/3/2021

**Status:** 3/11/2021-Re-referred to Com. on L., P.E. & R.

**Location:** 3/11/2021-S. L., P.E. & R.

**Summary:** Would require the Employment Development Department to develop and, upon appropriation by the Legislature, implement a comprehensive plan to prepare for an increase in unemployment insurance compensation benefits claims due to an economic recession. The bill would require the plan to detail how to respond to economic downturns with a predetermined strategy that has considered the full effect on the department’s operations, and include, but not be limited to, identifying the lessons learned from previous economic downturns, identifying ways to improve self-serve services to avoid long wait times to speak to staff, and enhancing claims processing tools to ensure that the department’s identity verification processes are as robust as possible. The bill would require the department to provide a copy of the comprehensive plan to the Joint Legislative Budget Committee and the Department of Finance by March 1, 2022, and to update the comprehensive plan and provide a copy to the Joint Legislative Budget Committee and the Department of Finance every 2nd year thereafter.

**SB 420 (Umberg D) Unemployment insurance: Unemployment Insurance Integrity Enforcement Act.**

**Current Text:** Amended: 3/9/2021 [html](#) [pdf](#)

**Last Amended:** 3/9/2021

**Status:** 3/23/2021-From committee: Do pass and re-refer to Com. on RLS. (Ayes 5. Noes 0.) (March 22). Re-referred to Com. on RLS.

**Location:** 3/22/2021-S. RLS.

**Summary:** Would establish the Unemployment Insurance Integrity Enforcement Program within the Department of Justice, administered by the Attorney General. The bill would require the Attorney General to establish a task force consisting of the State Auditor and 5 members appointed by the Attorney General. The bill would require the task force to coordinate with local district attorneys and, when available and necessary, with the United States Attorney’s Office to pursue available methods to recover improper benefit payments made from the department. The bill would require the task force, prior to pursuing any civil or criminal action, to prepare a cost-benefit analysis, as specified.

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## Water

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**AB 1434 (Friedman D) Urban water use objectives: indoor residential water use.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Com. on W., P., & W.

**Location:** 3/11/2021-A. W., P. & W.

**Calendar:** 4/22/2021 2:30 p.m. - State Capitol, Room 4202 ASSEMBLY WATER, PARKS AND WILDLIFE, GARCIA, EDUARDO, Chair

**Summary:** Would establish, beginning January 1, 2023, until January 1, 2025, the standard for indoor residential water use as 48 gallons per capita daily. The bill would establish, beginning January 1, 2025, the standard as 44 gallons per capita daily and, beginning January 1, 2030, 40 gallons per capita daily. The bill would eliminate the requirement that the department, in coordination with the state board, conduct necessary studies and investigations and jointly recommend to the Legislature a standard for indoor residential water use.

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## Workers' Compensation

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### [AB 334](#) ([Mullin](#) D) Workers' compensation: skin cancer.

**Current Text:** Introduced: 1/27/2021 [html](#) [pdf](#)

**Status:** 2/12/2021-Referred to Com. on INS.

**Location:** 2/12/2021-A. INS.

**Summary:** Current law establishes a workers' compensation system, administered by the Administrative Director of the Division of Workers' Compensation, to compensate an employee for injuries sustained in the course of employment. Current law provides, among other things, that skin cancer developing in active lifeguards, as defined, is presumed to arise out of and in the course of employment, unless the presumption is rebutted. This bill would expand the scope of those provisions to certain peace officers of the Department of Fish and Wildlife and the Department of Parks and Recreation.

### [AB 399](#) ([Salas](#) D) Workers' compensation.

**Current Text:** Introduced: 2/3/2021 [html](#) [pdf](#)

**Status:** 2/12/2021-Referred to Com. on INS.

**Location:** 2/12/2021-A. INS.

**Summary:** Would impose new requirements on a medical provider network, including, among other things, requiring a participating provider to participate at each location at which they treat patients for 8 or more hours per week, on a monthly average. The bill would also prohibit authorizations or certifications issued by a carrier, claims administrator, medical provider network, or utilization review entity from providing instruction or imposing a requirement as to the location of where a treatment takes place or the provider who will perform the treatment. The bill would prohibit a vendor, provider, or group within the medical provider from being preferentially cited on an authorization or certification and would require the administrative director to impose a fine of \$10,000 per authorization or certification that preferentially directs care within a medical provider network.

### [AB 404](#) ([Salas](#) D) Workers' compensation: medical-legal expenses: fee schedule.

**Current Text:** Introduced: 2/3/2021 [html](#) [pdf](#)

**Status:** 2/12/2021-Referred to Com. on INS.

**Location:** 2/12/2021-A. INS.

**Summary:** Under current law, fees for medical-legal evaluations are charged at a rate not to exceed a physician's regular fee, or the fee schedule set by the administrative director of the Division of Workers' Compensation, whichever is lower. Current law requires that the schedule set fees for procedures according to relative values and a conversion factor, allowing for modifiers, as specified. Existing law requires the medical-legal fee schedule to be revised at the same time the fee schedule for medical treatment is revised. This bill would require that the medical-legal fee schedule be updated at least annually to increase the conversion factor by the percentage increase in the most recent federal Medicare Economic Index. The bill would require that the fee schedule not decrease in the event that the federal Medicare Economic Index decreases.

### [AB 415](#) ([Rivas, Robert](#) D) Employment: workers' compensation.

**Current Text:** Amended: 2/12/2021 [html](#) [pdf](#)

**Last Amended:** 2/12/2021

**Status:** 2/16/2021-Re-referred to Com. on INS.

**Location:** 2/12/2021-A. INS.

**Summary:** Current law establishes a workers' compensation system, administered by the Administrative Director of the Division of Workers' Compensation, to compensate an employee for injuries sustained in the course of the employee's employment. This bill would define "injury," for certain employees of a city, county, city and county, district, or other municipal corporation or political subdivision regularly exposed to active fires or health hazards directly resulting from firefighting operations, to include cancer that develops or manifests during a period in which the individual demonstrates that they were exposed to a known carcinogen while in the employment of the city, county, city and county, district, or

other municipal corporation or political subdivision. The bill would establish a presumption that the cancer in those cases arose out of, and in the course of, employment, unless the presumption is controverted by evidence that the primary site of the cancer has been established and that the carcinogen to which the person has demonstrated exposure is not reasonably linked to the disabling cancer.

**AB 772 (Ramos D) Workers' compensation: domestic terrorism.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Com. on INS. From committee chair, with author's amendments: Amend, and re-refer to Com. on INS. Read second time and amended.

**Location:** 3/25/2021-A. INS.

**Summary:** Current law establishes a system of workers' compensation in which an employer is required to provide medical treatment and compensation, among other benefits, in the event an employee is injured as a result of their employment. Current law prescribes the ways in which an employer, except the State, is required to secure compensation for their injured employees. This bill would clarify that an employer is not limited in its ability to insure against an act of domestic terrorism or to provide benefits in excess of those required by existing law following an act of terrorism.

**AB 1148 (Daly D) Workers' compensation insurance reporting.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on INS.

**Location:** 3/4/2021-A. INS.

**Calendar:** 4/15/2021 10:30 a.m. - State Capitol, Assembly Chamber ASSEMBLY INSURANCE, DALY, Chair

**Summary:** Current law generally regulates classes of insurance, including workers' compensation insurance. Current law requires a licensed rating organization to establish and maintain an internet website to assist a person in determining if an employer is insured for workers' compensation. Current law required the Insurance Commissioner to review and evaluate the establishment and operation of the internet website, assess whether the internet website is achieving its purpose, and report the findings to specified legislative and executive entities no later than July 1, 2013. This bill would require the commissioner to review and evaluate the operation of a licensed rating organization's internet website and assess whether the internet website is achieving its purpose at least every 5 years, beginning in 2023.

**AB 1393 (Cooley D) Personal liability insurance.**

**Current Text:** Amended: 3/25/2021 [html](#) [pdf](#)

**Last Amended:** 3/25/2021

**Status:** 3/25/2021-Referred to Com. on INS. From committee chair, with author's amendments: Amend, and re-refer to Com. on INS. Read second time and amended.

**Location:** 3/25/2021-A. INS.

**Summary:** Current law regulates each insurer admitted to do business in this state, and authorizes a surplus line broker to solicit and place insurance for an insured with a nonadmitted insurer if certain requirements are met. Existing law generally requires an insurance policy providing comprehensive personal liability insurance that is issued or renewed in California to contain a provision for coverage against liability for the payment of workers' compensation to household employees. This bill would exempt a policy of comprehensive personal liability insurance written by a nonadmitted insurer from that requirement.

**AB 1465 (Reyes D) Workers' compensation: medical treatment.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Com. on INS.

**Location:** 3/11/2021-A. INS.

**Summary:** Current law establishes a workers' compensation system, administered by the Administrative Director of the Division of Workers' Compensation, to compensate an employee, as defined, for injuries sustained in the course of employment. This bill would require the administrative director to establish a statewide medical provider network, called the California Medical Provider Network (CAMPN). The bill would establish that an employee may choose to treat within their employer's network or the CAMPN. The bill would require that the providers in the CAMPN be sufficient to enable treatment for a variety of injuries in all parts of the state. The bill would specify criteria physicians must meet to be included in the CAMPN and would require inclusion for those physicians that meet the criteria. The bill would require the administrative director to establish rules and procedures for the CAMPN and create and adopt a continuity of care policy.

**AB 1562 (Committee on Insurance) Workers' compensation: reports.**

**Current Text:** Introduced: 3/1/2021 [html](#) [pdf](#)

**Status:** 3/11/2021-Referred to Com. on INS.

**Location:** 3/11/2021-A. INS.

**Calendar:** 4/15/2021 10:30 a.m. - State Capitol, Assembly Chamber **ASSEMBLY INSURANCE, DALY, Chair**

**Summary:** Current law requires the Commission on Health and Safety and Workers' Compensation to issue an annual report on the state of the workers' compensation system, including recommendations for modifications that would improve the operation of the system. Current law requires the report to be made available to the Governor, the Legislature, and the public on request. Current law also requires the commission to periodically issue a report and recommendations on the improvement and simplification of notices required to be provided by insurers and self-insured employers, as it deems necessary. This bill would require the annual report on the workers' compensation system to be made available on the commission's internet website and to specifically be made available to the Assembly Committee on Insurance and the Senate Committee on Labor, Public Employment and Retirement rather than to the Legislature generally.

**SB 213 (Cortese D) Workers' compensation: hospital employees.**

**Current Text:** Amended: 3/4/2021 [html](#) [pdf](#)

**Last Amended:** 3/4/2021

**Status:** 3/23/2021-From committee: Do pass and re-refer to Com. on APPR. (Ayes 4. Noes 1.) (March 22). Re-referred to Com. on APPR.

**Location:** 3/22/2021-S. APPR.

**Summary:** Current law, until January 1, 2023, creates a rebuttable presumption of injury for various employees, including an employee who works at a health facility, as defined, to include an illness or death resulting from COVID-19, if specified circumstances apply. This bill would define "injury," for a hospital employee who provides direct patient care in an acute care hospital, to include infectious diseases, cancer, musculoskeletal injuries, post-traumatic stress disorder, and respiratory diseases. The bill would create rebuttable presumptions that these injuries that develop or manifest in a hospital employee who provides direct patient care in an acute care hospital arose out of and in the course of the employment. The bill would extend these presumptions for specified time periods after the hospital employee's termination of employment. Beginning January 1, 2023, the bill would include COVID-19 in the definitions of infectious and respiratory diseases.

**SB 216 (Dodd D) Contractors: workers' compensation insurance: mandatory coverage.**

**Current Text:** Amended: 3/15/2021 [html](#) [pdf](#)

**Last Amended:** 3/15/2021

**Status:** 3/22/2021-March 22 hearing: Placed on APPR suspense file.

**Location:** 3/22/2021-S. APPR. SUSPENSE FILE

**Summary:** Would, until January 1, 2025, require concrete contractors holding a C-8 license, warm-air heating, ventilation and air-conditioning (HVAC) contractors holding a C-20 license, or tree service contractors holding a D-49 license to also obtain and maintain workers' compensation insurance even if that contractor has no employees. The bill, as of January 1, 2025, would require all licensed contractors or applicants for licensure to obtain and maintain workers' compensation insurance even if that contractor has no employees and would also prohibit the filing of a certificate of exemption.

**SB 284 (Stern D) Workers' compensation: firefighters and peace officers: post-traumatic stress.**

**Current Text:** Amended: 3/16/2021 [html](#) [pdf](#)

**Last Amended:** 3/16/2021

**Status:** 3/22/2021-March 22 hearing: Placed on APPR suspense file.

**Location:** 3/22/2021-S. APPR. SUSPENSE FILE

**Summary:** Current law, under the workers' compensation system, provides, only until January 1, 2025, that, for certain state and local firefighting personnel and peace officers, the term "injury" includes post-traumatic stress that develops or manifests during a period in which the injured person is in the service of the department or unit, but applies only to injuries occurring on or after January 1, 2020. Existing law requires the compensation awarded pursuant to this provision to include full hospital, surgical, medical treatment, disability indemnity, and death benefits. This bill would make that provision applicable to active firefighting members of the State Department of State Hospitals, the State Department of Developmental Services, the Military Department, and the Department of Veterans Affairs, and to additional peace officers, including security officers of the Department of Justice when performing assigned duties as security officers and the officers of a state hospital under the jurisdiction of the State Department of State Hospitals or the State Department of Developmental Services, among other officers.

**SB 335 (Cortese D) Workers' compensation: liability.**

**Current Text:** Amended: 3/10/2021 [html](#) [pdf](#)

**Last Amended:** 3/10/2021

**Status:** 3/18/2021-Re-referred to Com. on L., P.E. & R.

**Location:** 3/18/2021-S. L., P.E. & R.

**Summary:** Current law prohibits a claim for workers' compensation from being maintained unless within 30 days after the occurrence of the injury, the injured person, or in case of the death, a dependent, or someone on the injured person's or dependent's behalf, serves notice of the injury upon the employer. Current law also requires an injured employee, or in the case of death, a dependent, or an agent of the employee or dependent, to file a claim form with the employer. Under current law, except for specified injuries, if liability is not rejected within 90 days after the date the claim form is filed with the employer, the injury is presumed compensable and the presumption is rebuttable only by evidence discovered subsequent to the 90-day period. This bill would reduce those 90-day time periods to 45 days and, for certain injuries or illnesses, including hernia, heart trouble, pneumonia, or tuberculosis, among others, sustained in the course of employment of a specified member of law enforcement or a specified first responder, would reduce those time periods to 30 days.

**SB 788 (Bradford D) Workers' compensation: risk factors.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/23/2021-From committee: Do pass and re-refer to Com. on APPR. (Ayes 4. Noes 0.) (March 22). Re-referred to Com. on APPR.

**Location:** 3/22/2021-S. APPR.

**Summary:** Current law establishes a workers' compensation system, administered by the administrative director of the Division of Workers' Compensation, to compensate an employee for injuries sustained in the course of employment. Current law requires a physician who prepares a report addressing the issue of permanent disability due to an industrial injury to address the cause of the permanent disability in the report, including what approximate percentage of the permanent disability was caused by other factors before and after the industrial injury, if the physician is able to make an apportionment determination. This bill would prohibit consideration of race, religious creed, color, national origin, age, gender, marital status, sex, sexual identity, sexual orientation, or genetic characteristics to determine the approximate percentage of the permanent disability caused by other factors.

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## Workforce Development

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**AB 548 (Carrillo D) Unemployment compensation benefits: overpayments.**

**Current Text:** Amended: 3/18/2021 [html](#) [pdf](#)

**Last Amended:** 3/18/2021

**Status:** 3/22/2021-Re-referred to Com. on INS.

**Location:** 3/18/2021-A. INS.

**Summary:** Under current law, except as specified, any person who receives an overpayment of unemployment compensation benefits is liable for the amount overpaid. Exceptions to liability include if the overpayment was not due to fraud, misrepresentation, or willful nondisclosure on the part of the recipient, the overpayment was received without fault on the part of the recipient, and its recovery would be against equity and good conscience. Under current law, if the Director of Employment Development finds that an individual has been overpaid unemployment compensation benefits because the individual, for the purpose of obtaining those benefits, either made a false statement or representation with actual knowledge of the falsity or withheld a material fact, then the director is required to assess against the individual an amount equal to 30% of the overpayment amount. Current law requires 50% of the overpayment assessment amount to be deposited into the Unemployment Trust Fund and 50% into the Benefit Audit Fund, and requires that all interest collected is deposited into the Benefit Audit Fund. Current law authorizes the director to take specified steps to recover overpayment of unemployment compensation benefits. Current law also authorizes the director to offset the amount of the overpayment received by the liable person against any amount of benefits to which the person becomes entitled within 6 years of notice of overpayment determination. This bill would delete the 30% penalty assessment and make conforming changes.

**AB 628 (Garcia, Eduardo D) Breaking Barriers to Employment Initiative.**

**Current Text:** Amended: 3/24/2021 [html](#) [pdf](#)

**Last Amended:** 3/24/2021

**Status:** 3/25/2021-Re-referred to Com. on L. & E.

**Location:** 2/25/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Current law establishes the Breaking Barriers to Employment Initiative, which includes a grant program administered by the board to support prescribed education and training activities. Current law specifies that the initiative is not intended to duplicate or replicate existing programs or to create new workforce and education programs, but rather to provide supplemental funding and services to ensure the success of individuals either preparing to enter or already enrolled in workforce and education programs operating under the policy vision of this division and the state plan under

this division. This bill would instead provide that, instead of duplicating or replicating existing programs, the initiative should focus on innovative approaches to addressing racial, ethnic, and socioeconomic disparities in the labor market. The bill would require the executive director of the board to convene an advisory group, as prescribed, to establish grant application criteria and parameters for eligible organizations, review and make recommendations to the board regarding grant proposals, support identification of prospective grantees, support technical assistance opportunities, and make recommendations to the board to strengthen implementation.

**AB 630 (Arambula D) Online Jobs and Economic Support Resource Grant Program.**

**Current Text:** Introduced: 2/12/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on J.,E.D., & E.

**Location:** 2/25/2021-A. J., E.D. & E.

**Calendar:** 4/27/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Would establish the Online Jobs and Economic Support Resource Grant Program within GO-Biz for the purpose of supporting inclusive, cross-jurisdictional, and innovative processes that lead to online tools and resources to support job and earnings opportunities, and economic recovery support, with a strong focus on underserved and economically challenged communities.

**AB 637 (Lackey R) Enabling Youth to Access Workforce Training Grant Program.**

**Current Text:** Introduced: 2/12/2021 [html](#) [pdf](#)

**Status:** 2/25/2021-Referred to Com. on L. & E.

**Location:** 2/25/2021-A. L. & E.

**Calendar:** 4/8/2021 10:30 a.m. - State Capitol, Room 437 ASSEMBLY LABOR AND EMPLOYMENT, KALRA, Chair

**Summary:** Would create the Enabling Youth to Access Workforce Training Grant Program. Upon appropriation by the Legislature, the bill would require the California Workforce Development Board to create the program, which would fund supportive services, as specified, that are necessary for homeless youth and current or former foster youth to enable their participation in the workforce development program, as defined. Under the bill, grants would be awarded on a competitive basis. The bill would require the board to conduct outreach activities and to provide technical assistance to eligible applicants to ensure that grants are awarded to qualified applicants providing a broad spectrum of supportive services.

**AB 666 (Chiu D) Substance abuse programs.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/15/2021-Re-referred to Com. on HEALTH.

**Location:** 3/11/2021-A. HEALTH

**Calendar:** 4/13/2021 1:30 p.m. - Assembly Chambers ASSEMBLY HEALTH, WOOD, Chair

**Summary:** Current law imposes various requirements on the State Department of Health Care Services relating to the administration of alcohol and drug programs, including, but not limited to, providing funds to counties for planning and implementing local programs to alleviate problems related to alcohol and other drug use, reviewing and certifying alcohol and other drug programs that meet state standards, developing and maintaining a centralized data collection system to gather and obtain information on the status of the alcohol and other drug abuse problems in the state, and issuing an annual report that portrays the drugs abused, populations affected, user characteristics, crime-related costs, socioeconomic costs, and other related information deemed necessary in providing a problem profile of alcohol and other drug abuse in the state. This bill would require that report to be issued on or before March 1 of each year.

**AB 1106 (Cervantes D) Employment Training Panel: pilot program: employment training needs.**

**Current Text:** Introduced: 2/18/2021 [html](#) [pdf](#)

**Status:** 3/4/2021-Referred to Com. on J.,E.D., & E.

**Location:** 3/4/2021-A. J., E.D. & E.

**Calendar:** 4/27/2021 9 a.m. - State Capitol, Room 437 ASSEMBLY JOBS, ECONOMIC DEVELOPMENT, AND THE ECONOMY, CERVANTES, Chair

**Summary:** Current law establishes the California Community Colleges Economic and Workforce Development Program with the purpose of, among other things, using labor market information to advise the chancellor's office and regional community college bodies on the workforce needs of the state's competitive and emerging industry sectors, and collaborating and coordinating investment with other state, regional, or local agencies involved in education and workforce training in California. This bill, upon appropriation by the Legislature, would require the Employment Training Panel to establish a pilot program to serve the employment training needs of small businesses. The bill would require the program to leverage the capacity of the existing statewide network of community college contract education centers operating with multiple employer contracts. The bill would require the Employment Training Panel to develop the pilot project to achieve specified purposes, including strengthening the linkages between higher education institutions and employers.

**AB 1153 (Boerner Horvath D) Cooperative Education Reskilling and Training Pilot Program.**

**Current Text:** Amended: 3/11/2021 [html](#) [pdf](#)

**Last Amended:** 3/11/2021

**Status:** 3/15/2021-Re-referred to Com. on HIGHER ED.

**Location:** 3/11/2021-A. HIGHER ED.

**Calendar:** 4/22/2021 10:30 a.m. - State Capitol, Assembly Chamber ASSEMBLY HIGHER EDUCATION, MEDINA, Chair

**Summary:** Would establish the Cooperative Education Reskilling and Training Pilot Program at MiraCosta Community College. The bill would require the pilot program to include 11 not-for-credit work skill training courses that can be completed in 3 to 6 months, inclusive, and the design and implementation of not-for-credit career readiness training offered in conjunction with or before enrollment in the work skill training courses. The bill would require the chancellor to report to the Legislature on the implementation of the pilot program no later than January 1, 2024. The bill would appropriate \$5,000,000 from the General Fund to the chancellor for allocation to MiraCosta College for the development and implementation of the program. The bill would repeal these provisions on January 1, 2025.

**AB 1273 (Rodriguez D) Interagency Advisory Committee on Apprenticeship: the Director of Consumer Affairs and the State Public Health Officer.**

**Current Text:** Amended: 3/22/2021 [html](#) [pdf](#)

**Last Amended:** 3/22/2021

**Status:** 3/23/2021-Re-referred to Com. on L. & E.

**Location:** 3/4/2021-A. L. & E.

**Summary:** Current law provides for apprenticeship programs within the Division of Apprenticeship Standards within the Department of Industrial Relations, sponsored by specific entities and employers, and requires the Chief of the Division of Apprenticeship Standards to perform various functions with respect to apprenticeship programs and the welfare of apprentices. Under current law, the Director of Industrial Relations is the Administrator of Apprenticeship and is authorized to appoint assistants necessary to effectuate the purposes of state law governing apprenticeships. This bill would make the State Public Health Officer and the Director of Consumer Affairs ex officio members of the Interagency Advisory Committee on Apprenticeship.

**SB 61 (Hurtado D) Workforce training programs: supportive services.**

**Current Text:** Amended: 3/1/2021 [html](#) [pdf](#)

**Last Amended:** 3/1/2021

**Status:** 3/22/2021-March 22 hearing: Placed on APPR suspense file.

**Location:** 3/22/2021-S. APPR. SUSPENSE FILE

**Summary:** Would require the California Workforce Development Board to establish and administer the Lifting Families Out of Poverty Supportive Services Program. The bill would require the board, upon appropriation by the Legislature for that purpose, to make \$50,000,000 in grants available to consortia, composed of combinations of local workforce development boards, community colleges, or other stakeholders, that apply for funding to provide supportive services, as defined, and are approved in accordance with the bill.

**SB 553 (Limón D) Income taxes: California work opportunity tax credit.**

**Current Text:** Amended: 3/10/2021 [html](#) [pdf](#)

**Last Amended:** 3/10/2021

**Status:** 3/18/2021-Re-referred to Com. on GOV. & F.

**Location:** 3/18/2021-S. GOV. & F.

**Summary:** The Personal Income Tax Law and the Corporation Tax Law allow various credits against the taxes imposed by those laws. This bill, for each taxable year beginning on or after January 1, 2021, and before January 1, 2025, would allow a credit against the taxes imposed under both laws to a qualified employer, as defined, in an amount equal to that allowed under the federal Work Opportunity Tax Credit, as modified. The bill would prohibit the credit from exceeding \$2,400 per qualified employee per taxable year, and would require the Employment Development Department to issue certification of qualified individuals, as specified. By expanding the crime of perjury, this bill would create a state-mandated local program.

**SB 753 (Roth D) California Workforce Development Board: reporting data.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/3/2021-Referred to Com. on L., P.E. & R.

**Location:** 3/3/2021-S. L., P.E. & R.

**Summary:** Would require the California Workforce Development Board, in consultation with the Division of Apprenticeship Standards, to make information and data available to the community colleges regarding employment needs and trends for use in developing job-related curricula.

**SB 779 (Becker D) California Workforce Innovation Opportunity Act: earn and learn programs.**

**Current Text:** Introduced: 2/19/2021 [html](#) [pdf](#)

**Status:** 3/23/2021-Set for hearing April 5.

**Location:** 3/3/2021-S. L., P.E. & R.

**Calendar:** 4/5/2021 Upon adjournment of Session - John L. Burton Hearing Room (4203) SENATE LABOR, PUBLIC EMPLOYMENT AND RETIREMENT, CORTESE, Chair

**Summary:** Current law establishes the Breaking Barriers to Employment Initiative for purposes of providing supplemental funding and services to ensure the success of individuals either preparing to enter or already enrolled in workforce and education programs operating under the policy vision and state plan of the act. Current law provides funding for the initiative upon appropriation by the Legislature and states that eligible activities for initiative and grant funds include, but are not limited to, earn and learn training. Current law also establishes a prison to employment program to award grants for specified purposes, including to provide earn and learn opportunities for formerly incarcerated and other justice-involved individuals participating in the program. This bill would amend the list of "earn and learn" programs by specifying that an "earn and learn" program includes transitional jobs, as described in the federal Workforce Innovation and Opportunity Act, and subsidized employment, as provided by an employment social enterprise, as defined, or a worker cooperative, as defined, particularly for individuals with barriers to employment