

CCASLA Status Report Thursday, April 18, 2019

[AB 5](#)

(Gonzalez D) Worker status: independent contractors.

Current Text: Amended: 3/26/2019 [html](#) [pdf](#)

Introduced: 12/3/2018

Last Amend: 3/26/2019

Status: 4/4/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 5. Noes 0.) (April 3). Re-referred to Com. on APPR.

Location: 4/4/2019-A. APPR.

Summary: Would state the intent of the Legislature to codify the decision in the Dynamex case and clarify its application. The bill would provide that the factors of the "ABC" test be applied in order to determine the status of a worker as an employee or independent contractor for all provisions of the Labor Code, unless another definition or specification of "employee" is provided. The bill would codify existing exemptions for specified professions that are not subject to wage orders of the Industrial Welfare Commission or the ruling in the Dynamex case. The bill would state that its provisions do not constitute a change in, but are declaratory of, existing law.

Organization Position

Landscape Watch
Architects

Subject

Notes 1: Date Opened: 3/20/19

[AB 60](#)

(Friedman D) Water conservation: water meters: accuracy standards.

Current Text: Amended: 2/25/2019 [html](#) [pdf](#)

Introduced: 12/3/2018

Last Amend: 2/25/2019

Status: 4/10/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 9. Noes 3.) (April 9). Re-referred to Com. on APPR.

Location: 4/9/2019-A. APPR.

Calendar: 4/24/2019 9 a.m. - State Capitol, Room 4202 ASSEMBLY APPROPRIATIONS, GONZALEZ, Chair

Summary: Would require the State Energy Resources Conservation and Development Commission, on or before January 1, 2022, to adopt regulations setting standards for the accuracy of water meters, as specified. The bill would prohibit any water meter manufactured on or after the effective date of those regulations from being sold or offered for sale in the state, or installed by a water purveyor, unless it is certified by the manufacturer to be in compliance with those standards.

Organization Position

Landscape Watch
Architects

Subject

Notes 1: Date Opened: 3/20/19

[AB 71](#)

(Melendez R) Employment standards: independent contractors and employees.

Current Text: Amended: 2/25/2019 [html](#) [pdf](#)

Introduced: 12/3/2018

Last Amend: 2/25/2019

Status: 2/26/2019-Re-referred to Com. on L. & E.

Location: 1/17/2019-A. L. & E.

Summary: Current case law establishes a three-part test, known as the "ABC" test, for determining whether a worker is considered an independent contractor for purposes of specified wage orders. Under this test, a worker is properly considered an independent contractor only if the hiring entity establishes; 1) that the worker is free

from the control and direction of the hirer in connection with the performance of the work, both under the contract for performance of the work and in fact; 2) that the worker performs work outside the usual course of the hiring entity's business; and 3) that the worker is customarily engaged in an independently established trade, occupation, or business of the same nature as the work performed for the hiring entity. This bill would, instead, require a determination of whether a person is an employee or an independent contractor to be based on a specific multifactor test, 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.

Organization Position

Subject

Landscape Watch
Architects

Notes 1: Date Opened: 3/20/19

AB 134 (Bloom D) Safe, clean, affordable, and accessible drinking water.

Current Text: Amended: 3/25/2019 [html](#) [pdf](#)

Introduced: 12/5/2018

Last Amend: 3/25/2019

Status: 3/27/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 6. Noes 0.) (March 26). Re-referred to Com. on APPR.

Location: 3/27/2019-A. APPR.

Summary: Would state findings and declarations relating to the intent of the Legislature to adopt policies to ensure that every Californian has the right to safe, clean, affordable, and accessible drinking water. The bill would require, if a Safe Drinking Water Fund or Safe and Affordable Drinking Water Fund is established, the funding to be displayed in the annual Governor's budget, as prescribed, and, at least every 5 years, would require the Legislative Analyst's Office to provide an assessment of the effectiveness of expenditures from the fund.

AB 193 (Patterson R) Professions and vocations.

Current Text: Amended: 3/20/2019 [html](#) [pdf](#)

Introduced: 1/10/2019

Last Amend: 3/20/2019

Status: 3/21/2019-Re-referred to Com. on B. & P.

Location: 2/4/2019-A. B.&P.

Calendar: 4/23/2019 9:30 a.m. - State Capitol, Room 4202 ASSEMBLY BUSINESS AND PROFESSIONS, LOW, Chair

Summary: Would require the Department of Consumer Affairs, beginning on January 1, 2021, to conduct a comprehensive review of all licensing requirements for each profession regulated by a board within the department and identify unnecessary licensing requirements, as defined by the bill. The bill, beginning February 1, 2021, and every 2 years thereafter, would require each board within the department to submit to the department an assessment on the board's progress in implementing policies to facilitate licensure portability for active duty service members, veterans, and military spouses that includes specified information.

Organization Position

Subject

Landscape Watch
Architects

Notes 1: Date Opened: 3/20/19

AB 217 (Garcia, Eduardo D) Safe Drinking Water for All Act.

Current Text: Amended: 3/28/2019 [html](#) [pdf](#)

Introduced: 1/16/2019

Last Amend: 3/28/2019

Status: 4/1/2019-Re-referred to Com. on APPR.

Location: 3/26/2019-A. APPR.

Summary: Would enact the Safe Drinking Water for All Act and would establish the Safe and Affordable Drinking Water Fund in the State Treasury and would provide that moneys in the fund are continuously appropriated to the board to provide a source of funding to secure access to safe drinking water for all Californians, while also ensuring the long-term sustainability of drinking water service and infrastructure.

AB 231 (Mathis R) California Environmental Quality Act: exemption: recycled water.

Current Text: Introduced: 1/17/2019 [html](#) [pdf](#)

Introduced: 1/17/2019

Status: 3/25/2019-In committee: Set, first hearing. Failed passage.

Location: 2/7/2019-A. NAT. RES.

Summary: Would exempt from CEQA a project to construct or expand a recycled water pipeline for the purpose of mitigating drought conditions for which a state of emergency was proclaimed by the Governor if the project meets specified criteria. Because a lead agency would be required to determine if a project qualifies for this exemption, this bill would impose a state-mandated local program. The bill would also exempt from CEQA the development and approval of building standards by state agencies for recycled water systems.

Organization Position

Landscape Watch
Architects

Subject

Notes 1: Date Opened: 3/20/10

AB 456 (Chiu D) Public contracts: claim resolution.

Current Text: Introduced: 2/11/2019 [html](#) [pdf](#)

Introduced: 2/11/2019

Status: 4/11/2019-Read second time. Ordered to Consent Calendar.

Location: 4/11/2019-A. CONSENT CALENDAR

Calendar: 4/22/2019 #92 ASSEMBLY CONSENT CALENDAR 1ST DAY-ASSEMBLY BILLS

Summary: Current law prescribes various requirements regarding the formation, content, and enforcement of state and local public contracts. Current law establishes, until January 1, 2020, for contracts entered into on or after January 1, 2017, a claim resolution process applicable to any claim by a contractor in connection with a public works project against a public entity, as defined. Current law defines a claim for these purposes as a separate demand by the contractor for one or more of the following: a time extension for relief from damages or penalties for delay, payment of money or damages arising from work done pursuant to the contract for a public work, or payment of an amount disputed by the public entity, as specified. This bill would remove the January 1, 2020, repeal date on these provisions, thereby making this claim resolution process operative indefinitely.

Organization Position

Landscape Watch
Architects

Subject

Notes 1: Date Opened: 3/20/19

AB 468 (Muratsuchi D) Pesticides: schoolsites: organic landscape management practices.

Current Text: Amended: 3/18/2019 [html](#) [pdf](#)

Introduced: 2/11/2019

Last Amend: 3/18/2019

Status: 3/27/2019-In committee: Set, first hearing. Hearing canceled at the request of author.

Location: 2/21/2019-A. ED.

Summary: Would prohibit lawn care pesticides from being used on the outdoor spaces or playgrounds of schoolsites unless an emergency pesticide application is necessary due to an imminent threat to public health. The bill would require the Department of Pesticide Regulation to establish organic landscape management practices for schoolsites and, on a quarterly basis, seek the advice and counsel of experts and scientists in the fields of turf and landscape management, maintenance of trees and shrubs, organic pest management, and integrated pest management protocols on fulfilling the requirements of these provisions.

Organization Position

Subject

Landscape Watch
Architects

Notes 1: Date Opened: 3/20/19

AB 476 (Rubio, Blanca D) Department of Consumer Affairs: task force: foreign-trained professionals.

Current Text: Introduced: 2/12/2019 [html](#) [pdf](#)

Introduced: 2/12/2019

Status: 4/3/2019-In committee: Set, first hearing. Referred to APPR. suspense file.

Location: 4/3/2019-A. APPR. SUSPENSE FILE

Summary: Current law provides for the licensure and regulation of various professions and vocations by boards within the Department of Consumer Affairs. This bill, the California Opportunity Act of 2019, would require the Department of Consumer Affairs to create a task force, as specified, to study and write a report of its findings and recommendations regarding the licensing of foreign-trained professionals with the goal of integrating foreign-trained professionals into the state's workforce, as specified.

Organization Position

Subject

Landscape Watch
Architects

Notes 1: Date Opened: 3/20/19

AB 496 (Low D) Business and professions.

Current Text: Introduced: 2/12/2019 [html](#) [pdf](#)

Introduced: 2/12/2019

Status: 4/4/2019-From Consent Calendar. Ordered to third reading.

Location: 4/4/2019-A. THIRD READING

Calendar: 4/22/2019 #44 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Under current law, the Department of Consumer Affairs, which is under the control of the director of the Director of Consumer Affairs, is comprised of various boards, as defined, that license and regulate various professions and vocations. This bill would replace gendered terms with nongendered terms and make various other nonsubstantive changes.

Organization Position

Subject

Landscape Watch
Architects

Notes 1: Date Opened: 3/20/19

AB 498 (Weber D) Business licensing: fees: exemptions: veterans.

Current Text: Amended: 4/1/2019 [html](#) [pdf](#)

Introduced: 2/13/2019

Last Amend: 4/1/2019

Status: 4/10/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 10. Noes 0.) (April 9). Re-referred to Com. on APPR.

Location: 4/10/2019-A. APPR.

Calendar: 4/24/2019 9 a.m. - State Capitol, Room

4202 ASSEMBLY APPROPRIATIONS, GONZALEZ, Chair

Summary: Current law provides that every person who is honorably discharged or honorably relieved from the military, naval, or air service of the United States and is a resident of this state is entitled to obtain a license to distribute circulars and sell any goods, except alcohol, without payment of any business license fees. This bill would also exempt a veteran who is honorably discharged or honorably relieved from the Armed Forces of the United States and is a resident of this state from paying any state or local business license fees for a business that sells or provides services if the veteran is the sole proprietor of the business.

Organization Position

Landscape Watch
Architects

Subject

Notes 1: Date Opened: 3/20/19

AB 533 (Holden D) Income taxes: exclusion: turf removal water conservation program.

Current Text: Amended: 4/4/2019 [html](#) [pdf](#)

Introduced: 2/13/2019

Last Amend: 4/4/2019

Status: 4/8/2019-Re-referred to Com. on REV. & TAX.

Location: 2/21/2019-A. REV. & TAX

Calendar: 4/22/2019 2:30 p.m. - State Capitol, Room 126 ASSEMBLY REVENUE AND TAXATION, BURKE, Chair

Summary: Current law, for taxable years beginning on or after January 1, 2014, and before January 1, 2019, excludes from gross income under both laws any amount received as a rebate, voucher, or other financial incentive issued by a local water agency or supplier for participation in a turf removal water conservation program. Current law limits the collection and use of taxpayer information and provides that any unauthorized use of this information is punishable as a misdemeanor. This bill would extend the operative date of the provisions excluding from gross income specified amounts received in a turf removal water conservation program to taxable years beginning before January 1, 2024.

Organization Position

Landscape Watch
Architects

Subject

Notes 1: Date Opened: 3/20/19

AB 613 (Low D) Professions and vocations: regulatory fees.

Current Text: Introduced: 2/14/2019 [html](#) [pdf](#)

Introduced: 2/14/2019

Status: 4/11/2019-Read second time. Ordered to third reading.

Location: 4/11/2019-A. THIRD READING

Calendar: 4/22/2019 #71 ASSEMBLY THIRD READING FILE - ASSEMBLY BILLS

Summary: Would authorize each board within the Department of Consumer Affairs to increase every 4 years any fee authorized to be imposed by that board by an amount not to exceed the increase in the California Consumer Price Index for the preceding 4 years, subject to specified conditions. The bill would require the Director of Consumer Affairs to approve any fee increase proposed by a board except under specified circumstances. By authorizing an increase in the amount of fees deposited into a continuously appropriated fund, this bill would make an appropriation.

Organization Position

Landscape Watch
Architects

Subject

Notes 1: Date Opened: 3/20/19

AB 626 (Quirk-Silva D) Conflicts of interest.

Current Text: Amended: 3/21/2019 [html](#) [pdf](#)

Introduced: 2/15/2019

Last Amend: 3/21/2019

Status: 4/10/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 7. Noes 0.) (April 10). Re-referred to Com. on APPR.

Location: 4/10/2019-A. APPR.

Summary: Current law prohibits members of the Legislature, and state, county, district, judicial district, and city officers or employees, from being financially interested in a contract, as specified, made by them in their official capacity or by any body or board of which they are members, subject to specified exceptions. Current law prohibits an officer or employee from being deemed to have an interest in a contract if the person's interest is one of certain types. This bill would prohibit an officer or employee from being deemed interested in a contract, as described above, if the interest is that of an engineer, geologist, architect, land surveyor, or planner, performing specified services on a project, including preliminary design and preconstruction services, when proposing to perform services on a subsequent portion or phase of the project.

AB 768 (Brough R) Professions and vocations.

Current Text: Introduced: 2/19/2019 [html](#) [pdf](#)

Introduced: 2/19/2019

Status: 2/28/2019-Referred to Com. on B. & P.

Location: 2/28/2019-A. B.&P.

Summary: Would authorize the Department of Consumer Affairs and each board in the department to charge a fee not to exceed \$2 for the certification of a copy of any record, document, or paper in its custody. The bill would also require that the delinquency, penalty, or late fee for any licensee within the department to be 50% of the renewal fee for that license, but not to exceed \$150.

Organization Position

Landscape Watch

Architects

Subject

Notes 1: Date Opened: 3/20/19

AB 1166 (Levine D) Public works: protection of underground infrastructure: regional notification center system: electronic positive response.

Current Text: Amended: 4/1/2019 [html](#) [pdf](#)

Introduced: 2/21/2019

Last Amend: 4/1/2019

Status: 4/2/2019-Re-referred to Com. on U. & E.

Location: 3/11/2019-A. U. & E.

Calendar: 4/24/2019 1:30 p.m. - State Capitol, Room 437 ASSEMBLY UTILITIES AND ENERGY, HOLDEN, Chair

Summary: Current law requires an excavator planning to conduct an excavation to notify the appropriate regional notification center of the excavator's intent to excavate at least 2 working days, and not more than 14 calendar days, before beginning that excavation. Current law requires the regional notification center to take the information and provide a ticket, and prohibits an excavator from beginning excavation until the excavator receives a response from all known operators of subsurface installations within the delineated boundaries of the proposed area of excavation, as provided. This bill would on and after January 1, _____, require every operator to supply an electronic positive response through the regional notification center before the legal excavation start date and time.

Organization Position

Landscape Watch

Subject

Architects

Notes 1: Date Opened: 3/20/19

AB 1271 (Diep R) Licensing examinations: report.

Current Text: Introduced: 2/21/2019 [html](#) [pdf](#)

Introduced: 2/21/2019

Status: 3/11/2019-Referred to Com. on B. & P.

Location: 3/11/2019-A. B.&P.

Summary: Current law provides for the licensure and regulation of professions and vocations by various boards that comprise the Department of Consumer Affairs. This bill would require the department, on or before January 1, 2021, to provide a report to the Assembly Committee on Business and Professions and the Senate Committee on Business, Professions and Economic Development that contains specified information relating to licensing examinations for each licensed profession and vocation under the department's jurisdiction.

Organization Position

Subject

Landscape Watch

Architects

Notes 1: Date Opened: 3/20/19

AB 1414 (Friedman D) Urban retail water suppliers: reporting.

Current Text: Introduced: 2/22/2019 [html](#) [pdf](#)

Introduced: 2/22/2019

Status: 4/10/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 14. Noes 0.) (April 9). Re-referred to Com. on APPR.

Location: 4/9/2019-A. APPR.

Calendar: 4/24/2019 9 a.m. - State Capitol, Room 4202 ASSEMBLY APPROPRIATIONS, GONZALEZ, Chair

Summary: Would require each urban retail water supplier on or before January 1 of each year until January 1, 2024, to submit a completed and validated water loss audit report as prescribed by the Department of Water Resources. The bill would require on or before January 1, 2024, and on or before January 1 of each year thereafter, each urban retail water supplier to submit a completed and validated water loss audit report for the previous calendar year or previous fiscal year as part of an existing report relating to its urban water use.

Organization Position

Subject

Landscape Watch

Architects

Notes 1: Date Opened: 3/20/19

AB 1415 (Friedman D) Department of Water Resources: reporting requirements: civil penalties.

Current Text: Amended: 4/1/2019 [html](#) [pdf](#)

Introduced: 2/22/2019

Last Amend: 4/1/2019

Status: 4/10/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 8. Noes 4.) (April 9). Re-referred to Com. on APPR.

Location: 4/9/2019-A. APPR.

Summary: Current law establishes the CalConserve Water Use Efficiency Revolving Fund and makes the moneys in the fund available to the Department of Water Resources, upon appropriation by the Legislature, for the purpose of water conservation and water use efficiency projects. This bill would require the department to impose a civil penalty on an entity that fails to file with the department a specified report or plan by the deadline required for that particular report or plan, as provided.

Organization Position

Subject

Landscape Watch
Architects

Notes 1: Date Opened: 3/20/19

AB 1788 (Bloom D) Pesticides: use of anticoagulants.

Current Text: Amended: 4/2/2019 [html](#) [pdf](#)

Introduced: 2/22/2019

Last Amend: 4/2/2019

Status: 4/10/2019-Coauthors revised. From committee: Do pass and re-refer to Com. on APPR. (Ayes 8. Noes 5.) (April 9). Re-referred to Com. on APPR.

Location: 4/9/2019-A. APPR.

Calendar: 4/24/2019 9 a.m. - State Capitol, Room 4202 ASSEMBLY APPROPRIATIONS, GONZALEZ, Chair

Summary: Current law regulates the use of pesticides and authorizes the Director of Pesticide Regulation to adopt regulations to govern the possession, sale, or use of any pesticide, as prescribed. Current law prohibits the use of any pesticide that contains one or more of specified anticoagulants in wildlife habitat areas, as defined. Existing law exempts from this prohibition the use of these pesticides for agricultural activities, as defined. Current law requires the director, and each county agricultural commissioner under the direction and supervision of the director, to enforce the provisions regulating the use of pesticides. This bill would create the California Ecosystems Protection Act of 2019 and expand this prohibition against the use of a pesticide containing specified anticoagulants in wildlife habitat areas to the entire state.

SB 134 (Hertzberg D) Water conservation: water loss performance standards: enforcement.

Current Text: Introduced: 1/15/2019 [html](#) [pdf](#)

Introduced: 1/15/2019

Status: 4/9/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 7. Noes 0.) (April 9). Re-referred to Com. on APPR.

Location: 4/9/2019-S. APPR.

Summary: Current law authorizes the State Water Resources Control Board to issue information orders, written notices, and conservation orders to an urban retail water supplier that does not meet its urban water use objective, and existing law authorizes the board to impose civil liability for a violation of an order or regulation issued pursuant to these provisions, as specified. Current law requires the board, no earlier than January 1, 2019, and no later than July 1, 2020, to adopt rules requiring urban retail water suppliers to meet performance standards for the volume of water losses. This bill would prohibit the board from imposing liability for a violation of the performance standards for the volume of water losses except as part of the enforcement of an urban water use objective.

Organization Position

Subject

Landscape Watch
Architects

Notes 1: Date Opened: 3/20/19

SB 200 (Monning D) Safe and Affordable Drinking Water Fund.

Current Text: Amended: 3/11/2019 [html](#) [pdf](#)

Introduced: 1/31/2019

Last Amend: 3/11/2019

Status: 3/22/2019-Set for hearing April 23.

Location: 3/20/2019-S. N.R. & W.

Calendar: 4/23/2019 9 a.m. - Room 112 SENATE NATURAL RESOURCES AND WATER, STERN, Chair

Summary: Would establish the Safe and Affordable Drinking Water Fund in the State Treasury and would provide that moneys in the fund are continuously appropriated to the State Water Resources Control Board. The bill would require the board to administer the fund to provide a stable source of funding to secure access to safe drinking water for all Californians, while also ensuring the long-term sustainability of drinking water service and infrastructure. The bill would authorize the board to provide for the deposit into the fund of federal contributions, voluntary contributions, gifts, grants, and bequests. The bill would require the board to expend moneys in the fund for grants, loans, contracts, or services to assist eligible applicants with projects relating to the provision of safe and affordable drinking water.

SB 204 (Dodd D) State Water Project: contracts.

Current Text: Amended: 3/18/2019 [html](#) [pdf](#)

Introduced: 2/4/2019

Last Amend: 3/18/2019

Status: 4/10/2019-April 22 set for first hearing canceled at the request of author.

Location: 3/18/2019-S. APPR.

Summary: Would require the Department of Water Resources to provide at least 10 days' notice to the Joint Legislative Budget Committee and relevant policy and fiscal committees of the Legislature before holding public sessions to negotiate any potential amendment of a long-term water supply contract that is of projectwide significance with substantially similar terms intended to be offered to all contractors. The bill would require the department, before the execution of a specified proposed amendment to a long-term water supply contract and at least 60 days before final approval of such an amendment, to submit to the Joint Legislative Budget Committee and relevant policy and fiscal committees of the Legislature certain information regarding the terms and conditions of a proposed amendment of a long-term water supply contract and to submit a copy of the long-term contract as it is proposed to be amended.

Organization Position

Subject

Landscape Watch
Architects

Notes 1: Date Opened: 3/20/19

SB 608 (Glazer D) Architects.

Current Text: Amended: 4/11/2019 [html](#) [pdf](#)

Introduced: 2/22/2019

Last Amend: 4/11/2019

Status: 4/11/2019-From committee with author's amendments. Read second time and amended. Re-referred to Com. on B., P. & E.D.

Location: 3/14/2019-S. B., P. & E.D.

Calendar: 4/22/2019 12 p.m. and upon adjournment of Session - Room 3191 SENATE BUSINESS, PROFESSIONS AND ECONOMIC DEVELOPMENT, GLAZER, Chair

Summary: Current law regulating professions and vocations requires certain designated agencies, within the purview of the Department of Consumer Affairs, to require applicants to furnish their fingerprints for purposes of conducting criminal history record checks. This bill would, beginning on January 1, 2021, add the California Architects Board to the listed of designated agencies subject to these provisions..

Organization Position

Subject

Landscape Watch Closely
Architects

Notes 1: Date Opened: 3/20/19

SB 669 (Caballero D) Water quality: Safe Drinking Water Fund.

Current Text: Introduced: 2/22/2019 [html](#) [pdf](#)

Introduced: 2/22/2019

Status: 4/11/2019-Set for hearing April 23.

Location: 4/10/2019-S. G.O.

Calendar: 4/23/2019 9:30 a.m. - John L. Burton Hearing Room
(4203) SENATE GOVERNMENTAL ORGANIZATION, DODD, Chair

Summary: Would establish the Safe Drinking Water Fund in the State Treasury and would provide that moneys in the fund are continuously appropriated to the State Water Resources Control Board. The bill would require the state board to administer the fund to assist community water systems in disadvantaged communities that are chronically noncompliant relative to the federal and state drinking water standards and do not have the financial capacity to pay for operation and maintenance costs to comply with those standards, as specified.