

CCASLA Status Report

Monday, June 24, 2019

[AB 5](#)

(Gonzalez D) Worker status: employees and independent contractors.

Current Text: Amended: 5/24/2019 [html](#) [pdf](#)

Introduced: 12/3/2018

Last Amend: 5/24/2019

Status: 6/12/2019-Referred to Com. on L., P.E. & R.

Location: 6/12/2019-S. L., P.E. & R.

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 and the Unemployment Insurance Code, unless another definition or specification of "employee" is provided. The bill would exempt specified professions from these provisions and instead provide that the employment relationship test for those professions shall be governed by the test adopted in *S. G. Borello & Sons, Inc. v. Department of Industrial Relations* (1989) 48 Cal.3d 341 if certain requirements are met.

[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: 5/17/2019-Failed Deadline pursuant to Rule 61(a)(5). (Last location was APPR. SUSPENSE FILE on 4/24/2019)(May be acted upon Jan 2020)

Location: 5/17/2019-A. 2 YEAR

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.

[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: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was L. & E. on 1/17/2019) (May be acted upon Jan 2020)

Location: 4/26/2019-A. 2 YEAR

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.

[AB 134](#)

(Bloom D) Safe Drinking Water Restoration.

Current Text: Amended: 5/20/2019 [html](#) [pdf](#)

Introduced: 12/5/2018

Last Amend: 5/20/2019

Status: 6/12/2019-Referred to Coms. on EQ. and N.R. & W.

Location: 6/12/2019-S. E.Q.

Summary: Would require the State Water Resources Control Board to report to the Legislature by July 1, 2025, on its progress in restoring safe drinking water to all California communities and to create an internet website that provides data transparency for all of the board's activities described in this measure. The bill would require the board to develop metrics to measure the efficacy of the fund in ensuring safe and affordable drinking water for all Californians.

[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: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was B.&P. on 2/4/2019)
(May be acted upon Jan 2020)

Location: 4/26/2019-A. 2 YEAR

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.

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

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

Introduced: 1/17/2019

Status: 5/9/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was NAT. RES. on 2/7/2019)
(May be acted upon Jan 2020)(Recorded 4/26/2019)

Location: 2/7/2019-A. 2 YEAR

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.

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

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

Introduced: 2/11/2019

Status: 6/11/2019-From committee: Do pass and re-refer to Com. on APPR. with recommendation: To Consent Calendar. (Ayes 9. Noes 0.) (June 11). Re-referred to Com. on APPR.

Location: 6/11/2019-S. APPR.

Calendar: 6/24/2019 10:30 a.m. - John L. Burton Hearing Room (4203)
SENATE APPROPRIATIONS, PORTANTINO, Chair

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.

AB 468 **(Muratsuchi D) Pesticides: schoolsites: glyphosate.**

Current Text: Amended: 4/22/2019 [html](#) [pdf](#)

Introduced: 2/11/2019

Last Amend: 4/22/2019

Status: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was ED. on 2/21/2019)
(May be acted upon Jan 2020)

Location: 4/26/2019-A. 2 YEAR

Summary: Would prohibit the outdoor use at a schoolsite of a pesticide that contains glyphosate. The bill would require pest management practices employed in place of the use of glyphosate at a schoolsite to be consistent with the state policy to use effective least toxic pest management practices at schoolsites, as provided. To the extent the bill would add to the duties of schools, the bill would impose a state-mandated local program.

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: 6/17/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 8. Noes 0.) (June 17). Re-referred to Com. on APPR.

Location: 6/17/2019-S. APPR.

Calendar: 7/1/2019 10 a.m. - John L. Burton Hearing Room (4203)
SENATE APPROPRIATIONS, PORTANTINO, Chair

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.

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

Current Text: Amended: 6/10/2019 [html](#) [pdf](#)

Introduced: 2/13/2019

Last Amend: 6/10/2019

Status: 6/20/2019-From committee: Do pass and re-refer to Com. on V.A. (Ayes 6. Noes 0.) (June 19). Re-referred to Com. on V.A.

Location: 6/19/2019-S. V. A.

Calendar: 6/25/2019 1:30 p.m. - Rose Ann Vuich Hearing Room (2040) SENATE VETERANS AFFAIRS, ARCHULETA, 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 local business license fees for a business that sells or provides services if the veteran is the sole proprietor of the business.

[AB 520](#) (Kalra D) Public works: public subsidy.

Current Text: Amended: 2/28/2019 [html](#) [pdf](#)

Introduced: 2/13/2019

Last Amend: 2/28/2019

Status: 6/12/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 4. Noes 1.) (June 12). Re-referred to Com. on APPR.

Location: 6/12/2019-S. APPR.

Summary: Current law defines "public works" to include, among other things, construction, alteration, demolition, installation, or repair work done under contract and paid for, in whole or in part, out of public funds, but exempts from that definition, among other projects, an otherwise private development project if the state or political subdivision provides, directly or indirectly, a public subsidy to the private development project that is de minimis in the context of the project. This bill would provide that a public subsidy is de minimis if it is both less than \$275,000 and less than 2% of the total project cost. The bill would specify that those provisions do not apply to a project that was advertised for bid, or a contract that was awarded before July 1, 2020.

[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: 5/16/2019-In committee: Hearing postponed by committee.

Location: 5/1/2019-A. APPR. SUSPENSE FILE

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.

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

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

Introduced: 2/14/2019

Status: 6/6/2019-In committee: Hearing postponed by committee.

Location: 5/8/2019-S. B., P. & E.D.

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.

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

Current Text: Amended: 5/13/2019 [html](#) [pdf](#)

Introduced: 2/15/2019

Last Amend: 5/13/2019

Status: 6/4/2019-Failed Deadline pursuant to Rule 61(a)(8). (Last location was INACTIVE FILE on

5/30/2019)

Location: 6/4/2019-A. 2 YEAR

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 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, landscape 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, if the work product for prior phases is publicly available.

AB 768 **(Brough R) Professions and vocations.**

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

Introduced: 2/19/2019

Status: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was B.&P. on 2/28/2019) (May be acted upon Jan 2020)

Location: 4/26/2019-A. 2 YEAR

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.

AB 1271 **(Diep R) Licensing examinations: report.**

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

Introduced: 2/21/2019

Status: 4/26/2019-Failed Deadline pursuant to Rule 61(a)(2). (Last location was B.&P. on 3/11/2019) (May be acted upon Jan 2020)

Location: 4/26/2019-A. 2 YEAR

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.

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: 6/20/2019-From committee: Amend, and do pass as amended and re-refer to Com. on N.R. & W. (Ayes 4. Noes 0.) (June 19).

Location: 6/19/2019-S. N.R. & W.

Calendar: 6/24/2019 #19 SENATE ASSEMBLY BILLS - SECOND READING FILE

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 losses: enforcement.**

Current Text: Amended: 5/8/2019 [html](#) [pdf](#)

Introduced: 1/15/2019

Last Amend: 5/8/2019

Status: 6/18/2019-From committee: Do pass and re-refer to Com. on APPR. (Ayes 12. Noes 0.) (June 18). Re-referred to Com. on APPR.

Location: 6/18/2019-A. APPR.

Summary: Current law requires the State Water Resources Control 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 issuing an information order, written notice, or conservation order to an urban retail water supplier that does not meet its urban water use objective if the board determines the urban retail water supplier is not

meeting its urban water use objective solely because the volume of water loss exceeds the urban retail water supplier's standard for water loss and the board is taking enforcement action against the urban retail water supplier for not meeting the performance standards for the volume of water losses.

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

Current Text: Amended: 5/17/2019 [html](#) [pdf](#)

Introduced: 1/31/2019

Last Amend: 5/17/2019

Status: 6/10/2019-Referred to Com. on E.S. & T.M.

Location: 6/10/2019-A. E.S. & T.M.

Calendar: 7/2/2019 1:30 p.m. - State Capitol, Room 444 ASSEMBLY ENVIRONMENTAL SAFETY AND TOXIC MATERIALS, QUIRK, Chair

Summary: Would establish the Safe and Affordable Drinking Water Fund in the State Treasury to help water systems provide an adequate and affordable supply of safe drinking water in both the near and the long term. The bill would authorize the board to provide for the deposit into the fund of federal contributions, voluntary contributions, gifts, grants, and bequests and would provide that moneys in the fund are available, upon appropriation by the Legislature, to the board to fund grants, loans, contracts, or services to assist eligible recipients.

SB 522 **(Hertzberg D) Taxation.**

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

Introduced: 2/21/2019

Status: 3/7/2019-Referred to Com. on RLS.

Location: 2/21/2019-S. RLS.

Summary: Current law imposes various taxes, including sales and use taxes and income taxes. This bill would make legislative findings regarding the need for further efforts to modernize and restructure the state's tax system and would state the intent of the Legislature to enact legislation that would accomplish specified purposes, including realigning the state's outdated tax code with the realities of California's 21st century economy.

SB 608 **(Glazer D) Architects.**

Current Text: Amended: 4/24/2019 [html](#) [pdf](#)

Introduced: 2/22/2019

Last Amend: 4/24/2019

Status: 6/6/2019-Referred to Com. on B. & P.

Location: 6/6/2019-A. B.&P.

Calendar: 7/9/2019 9:30 a.m. - State Capitol, Room 4202 ASSEMBLY BUSINESS AND PROFESSIONS, LOW, 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..

Total Measures: 21

Total Tracking Forms: 21