



Consumer Federation of California

2013-2014 Legislative Session Summary

October 10, 2014

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I. SUMMARY

The Consumer Federation of California (CFC) took positions on 107 bills during the 2013-2014 Legislative Session.

8 bills were sponsored or co-sponsored. Of these, 3 bills were signed by the Governor, and 5 bills failed passage.

78 bills were supported. Of these, 45 bills were signed by the Governor, 4 bills were vetoed, and 29 bills failed passage.

21 bills were opposed. Of these, 1 bill was signed by the governor, 2 bills were vetoed, and 18 bills failed passage.

II. SIGNED BILLS

CFC Sponsored/Co-Sponsored

AB 849 (Garcia D) Protection of victims: address confidentiality.
Status: 10/5/2013-Chaptered by Secretary of State - Chapter 676, Statutes of 2013.
Summary: Current law authorizes victims of domestic violence, sexual assault, or stalking to complete an application in person at a community-based victims' assistance program to be approved by the Secretary of State for the purpose of enabling state and local agencies to respond to requests for public records without disclosing a program participant's residence address contained in any public record and otherwise provide for confidentiality of identity for that person, subject to specified conditions. This bill would authorize the application to be completed at a community-based assistance program that serves victims of elder or dependent adult abuse, as specified. This bill would also require the Secretary of State to conduct outreach activities to identify and recruit state and local agencies and nonprofit agencies that provide counseling and shelter services to victims, as specified.

Position: co-sponsor

AB 2667 (Bloom D) Rental-purchase agreements: electronic devices: monitoring technology.
Status: 9/18/2014-Chaptered by Secretary of State - Chapter 426, Statutes of 2014.
Summary: Would add to specified provisions regulating rental-purchase agreements provisions requiring a lessor to provide clear and prominent notice to a consumer and obtain express consent from the consumer at the time the lessor and the consumer enter into a rental-purchase agreement for an electronic device if that device has geophysical location tracking technology installed by the lessor and would prohibit a lessor from installing the technology without providing clear and prominent notice and obtaining express consent from the consumer. This bill contains other related provisions and other existing laws.

Position: sponsor

SB 1256 (Mitchell D) Medical services: credit.
Status: 8/22/2014-Chaptered by Secretary of State - Chapter 256, Statutes of 2014.
Summary: Current law prohibits a healing arts licensee from referring a person for certain health care services if the licensee has a financial interest, as defined, with the person or entity that receives the referral. This bill would delete those provisions pertaining to a dentist or an employee or agent of a dentist, and instead would prohibit a healing arts licensee, including a dentist, or an employee or agent of that licensee, from arranging for or establishing credit or a loan extended by a 3rd party for a patient without first providing a written notice or electronic notice, as specified, and a written treatment plan, and would prohibit that arrangement or establishment of credit or a loan with regard to a patient who has been administered or is under the influence of general anesthesia, conscious sedation, or nitrous oxide.

Position: sponsor

CFC Supported

AB 127 (Skinner D) Fire safety: fire retardants: building insulation.
Status: 10/5/2013-Chaptered by Secretary of State - Chapter 579, Statutes of 2013.

Summary: Would require the State Fire Marshal, in consultation with the Bureau of Electronic and Appliance Repair, Home Furnishings, and Thermal Insulation, to review the flammability standards for building insulation materials, including whether the flammability standards for some insulation materials can only be met with the addition of chemical flame retardants. The bill would require, if deemed appropriate by the State Fire Marshal based on this review, the State Fire Marshal to, by July 1, 2015, propose for consideration by the commission updated insulation flammability standards that accomplish certain things, including maintaining overall building fire safety.

Position: support

AB 140

(Dickinson D) Undue influence.

Status: 10/8/2013-Chaptered by Secretary of State - Chapter 668, Statutes of 2013.

Summary: Would change the definition of undue influence to mean excessive persuasion that causes another person to act or refrain from acting by overcoming that person's free will and results in inequity. The bill would require, in determining whether the result was produced by undue influence, the vulnerability of the victim, the influencer's apparent authority, the actions or tactics used by the influencer, and the equity of the result to be considered. The bill would specify that an inequitable result, without more, is not sufficient to prove undue influence. This bill contains other related provisions and other existing laws.

Position: support

AB 179

(Bocanegra D) Public transit: electronic transit fare collection systems: disclosure of personal information.

Status: 9/27/2013-Chaptered by Secretary of State - Chapter 375, Statutes of 2013.

Summary: Current law, with certain exceptions, requires a transportation agency to discard personally identifiable information within 4 1/2 years, as specified. Current law provides various remedies in that regard. This bill would make these and other related provisions applicable to a transportation agency that employs an electronic transit fare collection system for payment of transit fares with respect to personally identifiable information of a person who subscribes to an electronic fare collection system. This bill contains other related provisions and other existing laws.

Position: support

AB 256

(Garcia D) Pupils: grounds for suspension and expulsion: bullying.

Status: 10/10/2013-Chaptered by Secretary of State - Chapter 700, Statutes of 2013.

Summary: Would, for purposes of pupil suspension or recommendation for expulsion from a school, define "electronic act" as the creation and transmission originated on or off the schoolsite, by means of an electronic device, including, but not limited to, a telephone, wireless telephone, or other wireless communication device, computer, or pager, of a communication, as specified.

Position: support

AB 261

(Chesbro D) Residential care facilities for the elderly: fees and charges.

Status: 9/9/2013-Chaptered by Secretary of State - Chapter 290, Statutes of 2013.

Summary: Would prohibit a residential care facility for the elderly from requiring advance notice for terminating an admission agreement upon the death of a resident, would prohibit the accrual of any fees once all personal property of the deceased is removed from the facility, and would prohibit the facility from impeding the removal of a deceased resident's personal property, as specified. The bill would require a residential care facility for the elderly to issue a refund of any fees paid in advance, covering the time after a deceased resident's personal property has been removed, within 15 days of that property being removed. This bill contains other related provisions and other

existing laws.

Position: support

AB 658

(Calderon, Ian D) Personal information: disclosure.

Status: 9/9/2013-Chaptered by Secretary of State - Chapter 296, Statutes of 2013.

Summary: Would apply the prohibitions of the Confidentiality of Medical Information Act to any business that offers software or hardware to consumers, including a mobile application or other related device that is designed to maintain medical information to allow an individual to manage his or her information, or for the diagnosis, treatment, or management of a medical condition of the individual. By expanding an existing crime, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: support

AB 663

(Gomez D) Care facilities: training requirements.

Status: 10/9/2013-Chaptered by Secretary of State - Chapter 675, Statutes of 2013.

Summary: Current law requires the administrator of an adult residential care facility or an administrator of a residential care facility for the elderly to undergo training, including specified subjects, including, but not limited to, business operations and the psychosocial needs of the facility residents. Current law also requires the Office of the State Long-Term Care Ombudsman to sponsor training of ombudsman, to be completed prior to certification as an ombudsman. This bill would require the administrator and ombudsman training to include training in cultural competency and sensitivity in issues relating to the underserved aging lesbian, gay, bisexual, and transgender community.

Position: support

AB 802

(Wieckowski D) Private arbitration companies: disclosures.

Status: 9/30/2014-Chaptered by Secretary of State - Chapter 870, Statutes of 2014.

Summary: Would require a private arbitration company to collect additional information related to a consumer arbitration case, as specified, and to provide the information in a single cumulative report. The bill would require a private arbitration company to make the report available in a format that allows the public to search and sort the information using readily available software, and to make the report accessible on the private arbitration company's Internet Web site, as specified.

Position: support

AB 918

(Cooley D) Emergency services: preparedness.

Status: 8/28/2013-Chaptered by Secretary of State - Chapter 187, Statutes of 2013.

Summary: The California Emergency Services Act sets forth the duties of the Office of Emergency Services with respect to specified emergency preparedness, mitigation, and response activities within the state. This bill would require the office, on or before July 31, 2015, to update the State Emergency Plan to include proposed best practices for local governments and nongovernmental entities to use to mobilize and evacuate people with disabilities and others with access and functional needs during an emergency or natural disaster.

Position: support

AB 1149 (Campos D) Identity theft: local agencies.
Status: 9/27/2013-Chaptered by Secretary of State - Chapter 395, Statutes of 2013.
Summary: Current law requires any state office, officer, or executive agency that owns or licenses computerized data that includes personal information to disclose any breach of the security of the system following discovery or notification of the breach in the security of the data to any resident of California whose unencrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person. This bill would expand this disclosure requirement to apply to a breach of computerized data that is owned or licensed by a local agency. This bill contains other related provisions and other existing laws.

Position: support

AB 1220 (Skinner D) Consumer credit reporting: adverse action.
Status: 9/30/2013-Chaptered by Secretary of State - Chapter 433, Statutes of 2013.
Summary: Would make it unlawful for a consumer credit reporting agency to prohibit, or to dissuade or attempt to dissuade, a user of a consumer credit report furnished by the credit reporting agency from providing a copy of the consumer's credit report to the consumer, upon the consumer's request, if the user has taken adverse action against the consumer based upon the report. The bill would authorize the Attorney General, among others, to bring a civil action, for a civil penalty not to exceed \$5,000, against any credit reporting agency for a violation of these provisions.

Position: support

AB 1275 (Chau D) Unclaimed property: filing of claims.
Status: 8/19/2013-Chaptered by Secretary of State - Chapter 128, Statutes of 2013.
Summary: Current law, the Unclaimed Property Law, authorizes the State Controller to administer property that has escheated to the state and sets forth procedures whereby a person may file a claim to the property or to the net proceeds from its sale. This bill would clarify that only a person who claims to have been an owner, as defined, may file a claim with the Controller, and requires the Controller, within 180 days after the claim is filed, to determine if the claimant is the owner of the property claimed. The bill would revise the definition of owner to also include the estate representative and guardian or conservator, and remove the legal representative, of the person who had the legal right to the property prior to its escheat.

Position: support

AB 1522 (Gonzalez D) Employment: paid sick days.
Status: 9/10/2014-Chaptered by Secretary of State - Chapter 317, Statutes of 2014.
Summary: Would enact the Healthy Workplaces, Healthy Families Act of 2014 to provide that an employee who on or after July 1, 2015, works in California for 30 or more days within a year from the commencement of employment is entitled to paid sick days, to be accrued at a rate of no less than one hour for every 30 hours worked. An employee would be entitled to use accrued sick days beginning on the 90th day of employment. This bill contains other related provisions.

Position: support

AB 1523 (Atkins D) Residential care facilities for the elderly: liability insurance.
Status: 8/15/2014-Chaptered by Secretary of State - Chapter 205, Statutes of 2014.
Summary: Would, on and after July 1, 2015, require all residential care facilities for the elderly to maintain liability insurance in an amount of at least \$1,000,000 per occurrence and \$3,000,000 in the

annual aggregate to cover injury to residents or guests caused by the negligent acts or omissions to act of, or neglect by, the licensee or its employees. By creating a new crime, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: support

AB 1572 (Eggman D) Residential care facilities for the elderly: resident and family councils.

Status: 7/23/2014-Chaptered by Secretary of State - Chapter 177, Statutes of 2014.

Summary: Would require every licensed residential care facility for the elderly, at the request of 2 or more residents, to assist the residents in establishing and maintaining a single resident council, as specified. The bill would authorize family members, resident representatives, advocates, long-term care ombudsman program representatives, facility staff, or others to participate in resident council meetings and activities at the invitation of the council. This bill contains other related provisions and other existing laws.

Position: support

AB 1700 (Medina D) Reverse mortgages: notifications.

Status: 9/30/2014-Chaptered by Secretary of State - Chapter 854, Statutes of 2014.

Summary: Would prohibit a lender from taking a reverse mortgage application or assessing any fees until 7 days from the date of loan counseling, as specified. The bill would make specified changes to the disclosure notice. The bill would delete the requirement that the lender provide a written checklist and would, instead, prohibit a lender from taking a reverse mortgage application unless the applicant has received from the lender a specified reverse mortgage worksheet guide.

Position: support

AB 1710 (Dickinson D) Personal information: privacy.

Status: 9/30/2014-Chaptered by Secretary of State - Chapter 855, Statutes of 2014.

Summary: Current law requires a person or business required to issue a security breach notification pursuant to specified provisions to meet various requirements, including that the security breach notification provide specified information. This bill would require, with respect to the information required to be included in the notification, if the person or business providing the notification was the source of the breach, that the person or business offer to provide appropriate identity theft prevention and mitigation services, if any, to the affected person at no cost for not less than 12 months if the breach exposed or may have exposed specified personal information.

Position: support

AB 1751 (Bloom D) Continuing care retirement communities.

Status: 9/28/2014-Chaptered by Secretary of State - Chapter 699, Statutes of 2014.

Summary: Current law requires every continuing care retirement community provider to make available to the resident association or its governing body, or if neither exists, to a committee of residents, a financial statement of activities for that facility comparing actual costs to budgeted costs broken down by expense category, not less than semiannually. This bill would require the financial statement to be provided not less than quarterly, and would require it to include a written explanation of all significant budget variances. This bill would additionally require a provider to make a copy of the annual report available on its Internet Web site.

Position: support

AB 1804 (Perea D) Insurance: notice of lapse.

Status: 9/17/2014-Chaptered by Secretary of State - Chapter 380, Statutes of 2014.

Summary: Would prohibit an insurance policy from lapsing or being terminated for nonpayment of premium unless the insurer, at least 10 days prior to the effective date of the lapse, termination, expiration, nonrenewal, or cancellation, gives notice, as provided, to the individual designated, if any, at the address provided by the policyholder for these purposes. The bill would specify that an individual designated by a policyholder does not have any rights, whether as an additional insured or otherwise, to any benefits under the policy, other than the right to receive the notice of lapse, termination, expiration, nonrenewal, or cancellation for nonpayment of premium.

Position: support

AB 2044 (Rodriguez D) Residential care facilities for the elderly.

Status: 9/28/2014-Chaptered by Secretary of State - Chapter 701, Statutes of 2014.

Summary: Current law provides for the licensure and regulation of residential care facilities for the elderly by the State Department of Social Services. This bill would require that at least one administrator, facility manager, or designated substitute who is at least 21 years of age and has adequate qualifications, as specified, be on the premises of the facility 24 hours per day. The bill would also require the facility to employ, and the administrator to schedule, a sufficient number of staff members, as prescribed. This bill contains other related provisions and other existing laws.

Position: support

AB 2056 (Dababneh D) Insurance: pet insurance.

Status: 9/30/2014-Chaptered by Secretary of State - Chapter 896, Statutes of 2014.

Summary: Would regulate pet insurance policies that are marketed, issued, amended, renewed, or delivered, whether or not in California, to a California resident, on or after July 1, 2015, regardless of the situs of the contract or master group policyholder, or the jurisdiction in which the contract was issued or delivered. The bill would define certain terms and specify certain disclosures a pet insurer is required to make to consumers. This bill contains other related provisions.

Position: support

AB 2171 (Wieckowski D) Residential care facilities for the elderly.

Status: 9/28/2014-Chaptered by Secretary of State - Chapter 702, Statutes of 2014.

Summary: Would establish specified rights for residents of privately operated residential care facilities for the elderly, including, among other things, to be accorded dignity in their personal relationships with staff, to be granted a reasonable level of personal privacy of accommodations, medical treatment, personal care and assistance, and to confidential treatment of their records and personal information, as specified.

Position: support

AB 2365 (John A. Pérez D) Contracts: unlawful contracts.

Status: 9/9/2014-Chaptered by Secretary of State - Chapter 308, Statutes of 2014.

Summary: Would prohibit a contract or proposed contract for the sale or lease of consumer goods or services from including a provision waiving the consumer's right to make any statement regarding the seller or lessor or its employees or agents, or concerning the goods or services. The bill would make it unlawful to threaten or to seek to enforce, a provision made unlawful under the bill, or to otherwise penalize a consumer for making any statement protected under the bill.

Position: support

AB 2603 (V. Manuel Pérez D) Controlled substances: permissive lawful possession.

Status: 9/25/2014-Chaptered by Secretary of State - Chapter 540, Statutes of 2014.

Summary: Would create an exception from specified prohibitions for possession of specified controlled substances by a person other than the prescription holder if the possession of the controlled substance is at the direction or with the express authorization of the prescription holder and the sole purpose of the possession is to deliver the prescription to the prescription holder for its prescribed use or to discard the substance in a lawful manner.

Position: support

AB 2617 (Weber D) Civil rights: waiver of rights.

Status: 9/30/2014-Chaptered by Secretary of State - Chapter 910, Statutes of 2014.

Summary: Current civil rights provisions provide civil remedies for violations of their provisions. This bill would prohibit a person from requiring a waiver of the protections afforded under those provisions as a condition of entering into a contract for the provision of goods or services, including the right to file and pursue a civil action or complaint with, or otherwise notify, the Attorney General or any other public prosecutor, or law enforcement agency, the Department of Fair Employment and Housing, or any court or other governmental entity.

Position: support

SB 12

(Corbett D) Consumer affairs.

Status: 10/4/2013-Chaptered by Secretary of State - Chapter 541, Statutes of 2013.

Summary: Would make unlawful the act of representing a product as made in California, by using a specified Made in California label, unless the product complies with the requirements of the Made in California Program established by the Governor's Office of Business and Economic Development. The bill would require the office to report to the Legislature on January 1, 2015, and annually thereafter, regarding expenditures and progress of the program. This bill contains other related provisions.

Position: support

SB 46

(Corbett D) Personal information: privacy.

Status: 9/27/2013-Chaptered by Secretary of State - Chapter 396, Statutes of 2013.

Summary: Current law requires any agency, and any person or business conducting business in California, that owns or licenses computerized data that includes personal information, as defined, to disclose in specified ways, any breach of the security of the system or data, as defined, following discovery or notification of the security breach, to any California resident whose unencrypted personal information was, or is reasonably believed to have been, acquired by an unauthorized person. This bill would revise certain data elements included within the definition of personal information, by adding certain information that would permit access to an online account.

Position: support

SB 129

(Wright D) Deaf and disabled telecommunications program.

Status: 9/23/2013-Chaptered by Secretary of State - Chapter 332, Statutes of 2013.

Summary: Current law, until January 1, 2014, requires the Public Utilities Commission to establish a surcharge, not to exceed 0.5%, that is uniformly applied to a subscriber's intrastate telephone service charges to allow providers of the equipment and service provided pursuant to the deaf and disabled programs to recover their costs. This bill would extend imposition of the surcharge until January 1, 2020. The bill would extend the reporting requirements until January 1, 2021, and would require the commission to submit the report to the Legislature on or before March 1 of each year. This bill would also require the report to include an evaluation of any modification to the program that would maximize participation and funding opportunities under similar federal programs. This bill contains other related provisions and other existing laws.

Position: support

SB 193

(Monning D) Hazard evaluation system and information service.

Status: 9/29/2014-Chaptered by Secretary of State - Chapter 830, Statutes of 2014.

Summary: Would, except as specified, when there is new scientific or medical information and the Chief of HESIS, in consultation with the Director of Industrial Relations and the Chief of the Division of Environmental and Occupational Disease Control in DPH, makes a specified determination, would require chemical manufacturers, formulators, suppliers, distributors, importers, and their agents to provide to HESIS the names and addresses of their customers who have purchased specified chemicals or commercial products containing those chemicals, and certain other information related to those shipments, upon written request of HESIS, for every product the final destination of which may be a place of employment in California.

Position: support

SB 272

(Corbett D) Advertising and solicitations: government and military endorsements.

Status: 10/10/2013-Chaptered by Secretary of State - Chapter 695, Statutes of 2013.

Summary: Would make it unlawful for any person, firm, corporation, or association that is a nongovernmental entity to use any seal, emblem, insignia, trade or brand name, or any other term, symbol, or content that reasonably could be interpreted or construed as implying any federal, state, or local government, military veteran entity, or military or veteran service organization connection, approval, or endorsement of any product or service, including, but not limited to, any financial product, goods, or services, by any means, including, but not limited to, a mailing, electronic message, Internet Web site, periodical, or television commercial. This bill contains other related provisions and other existing laws.

Position: support

SB 459

(Pavley D) Vehicle retirement: low-income motor vehicle owners.

Status: 9/30/2013-Chaptered by Secretary of State - Chapter 437, Statutes of 2013.

Summary: Would require a motor vehicle to have been registered without substantial lapse, as determined by the Department of Consumer Affairs, in the state for at least 2 years prior to vehicle retirement and to have failed any type of smog check inspection lawfully performed in the state to qualify to receive a specified vehicle retirement payment. The bill would authorize, rather than require, the department to permit vehicle retirement for any motor vehicle that has been registered without substantial lapse in the state for at least 2 years prior to vehicle retirement and that fails any type of smog check inspection lawfully performed in the state.

Position: support

SB 594

(Hill D) Use of public resources.

Status: 10/12/2013-Chaptered by Secretary of State - Chapter 773, Statutes of 2013.

Summary: Would prohibit a nonprofit organization or an officer, employee, or agent of a nonprofit organization from using, or permitting another to use public resources received from a local agency for campaign activity, as defined, and not authorized by law. This bill would define, among other terms, "public resources" to mean any property or asset owned by a local agency and funds received by a nonprofit organization which have been generated from any activities related to conduit bond financing by those entities subject to specified conduit financing and transparency and accountability provisions, and "nonprofit organization" to mean an entity incorporated under the Nonprofit Corporation Law or a nonprofit organization that qualifies for exempt status under the federal Internal Revenue Code of 1986, except as specified. This bill contains other related provisions and other existing laws.

Position: support

SB 609

(Wolk D) Office of the State Long-Term Care Ombudsman.

Status: 10/3/2013-Chaptered by Secretary of State - Chapter 521, Statutes of 2013.

Summary: Current law requires the Office of the State Long-Term Care Ombudsman to solicit and receive funds, gifts, and contributions to support the operations and programs of the office. This bill would create the Long-Term Care Ombudsman Program Improvement Act Account, and require the office to deposit those funds into the account. The bill would, upon appropriation, require those funds to be used for the purpose of supporting the operations and programs of the office. This bill contains other related provisions and other existing laws.

Position: support

SB 827 (Liu D) Local government: Los Angeles County: notice of recordation.

Status: 6/28/2014-Chaptered by Secretary of State - Chapter 65, Statutes of 2014.

Summary: Current law requires the county, if the Los Angeles County Board of Supervisors adopts a specified authorizing resolution, to submit a report with prescribed information relating to the mailed notices of recordation to certain committees of the Legislature on or before January 1, 2014. This bill would instead authorize the recorder to mail a notice of default or notice of sale to a party subject to the notice no more than 14 days, rather than 20 days, after recordation. This bill would otherwise extend these authorizations until January 1, 2020.

Position: support

SB 828 (Lieu D) Assistance to federal agencies.

Status: 9/30/2014-Chaptered by Secretary of State - Chapter 861, Statutes of 2014.

Summary: Would enact the 4th Amendment Protection Act and prohibit the state from providing material support, participation, or assistance in response to a request from a federal agency or an employee of a federal agency to collect electronically stored information or metadata of any person if the state has actual knowledge that the request constitutes an illegal or unconstitutional collection of electronically stored information or metadata.

Position: support

SB 895 (Corbett D) Residential care facilities for the elderly.

Status: 9/28/2014-Chaptered by Secretary of State - Chapter 704, Statutes of 2014.

Summary: Would require residential care facilities for the elderly to remedy deficiencies within 10 days of the notification, except as specified. By expanding the scope of a crime, this bill would impose a state-mandated local program. The bill would require the State Department of Social Services to post on its Internet Web site information on how to obtain an inspection report, and would state the intent of the Legislature that the department make inspection reports available on its Internet Web site by January 1, 2020. This bill contains other related provisions and other existing laws.

Position: support

SB 911 (Block D) Residential care facilities for the elderly.

Status: 9/28/2014-Chaptered by Secretary of State - Chapter 705, Statutes of 2014.

Summary: Current law requires an administrator of a residential care facility for the elderly to successfully complete a department-approved certification program prior to employment that requires, among other things, a minimum of 40 hours of classroom instruction on a uniform core of knowledge. This bill would change the minimum hours of classroom instruction to 80 hours, including 60 hours of in-person instruction, and would add additional topics to the uniform core of knowledge, including the adverse effects of psychotropic drugs for use in controlling the behavior of persons with dementia.

Position: support

SB 962 (Leno D) Smartphones.

Status: 8/25/2014-Chaptered by Secretary of State - Chapter 275, Statutes of 2014.

Summary: Would require that any smartphone, as defined, that is manufactured on or after July 1, 2015, and sold in California after that date, include a technological solution at the time of sale, which may consist of software, hardware, or both software and hardware, that, once initiated and successfully communicated to the smartphone, can render inoperable the essential features, as defined, of the smartphone to an unauthorized user when the smartphone is not in the possession of an authorized user.

Position: support

SB 1019 (Leno D) Upholstered furniture: flame retardant chemicals.

Status: 9/30/2014-Chaptered by Secretary of State - Chapter 862, Statutes of 2014.

Summary: Would require a manufacturer of covered products, as defined, to indicate whether or not the product contains added flame retardant chemicals, as defined, by including a specified statement on that label. This bill contains other related provisions and other existing laws.

Position: support

SB 1153 (Leno D) Residential care facilities for the elderly.

Status: 9/28/2014-Chaptered by Secretary of State - Chapter 706, Statutes of 2014.

Summary: Would authorize the State Department of Social Services to order a suspension of new admissions prohibiting a residential care facility for the elderly from admitting new residents if the facility has failed to pay a fine assessed by the department or if the department finds that the facility has violated applicable laws or regulations and the violation presents a direct or immediate risk to the health, safety, or personal rights of a resident or residents of the facility and is not corrected immediately. This bill contains other related provisions and other existing laws.

Position: support

SB 1159 (Lara D) Professions and vocations: license applicants: individual tax identification number.

Status: 9/28/2014-Chaptered by Secretary of State - Chapter 752, Statutes of 2014.

Summary: Current law provides for the licensure and regulation of various professions and vocations by boards within the Department of Consumer Affairs, among other licensing bodies. This bill, no later than January 1, 2016, would require those licensing bodies to require an applicant to provide either an individual tax identification number or social security number if the applicant is an individual. The bill would require the licensing bodies to report to the Franchise Tax Board, and subject a licensee to a penalty, for failure to provide that specified information.

Position: support

SB 1177 (Steinberg D) Privacy: students.

Status: 9/29/2014-Chaptered by Secretary of State - Chapter 839, Statutes of 2014.

Summary: Would prohibit an operator of an Internet Web site, online service, online application, or mobile application from knowingly engaging in targeted advertising to students or their parents or legal guardians, using covered information to amass a profile about a K-12 student, selling a student's information, or disclosing covered information, as provided. The bill would require an operator to implement and maintain reasonable security procedures and practices appropriate to the nature of the covered information.

Position: support

SB 1182 (Leno D) Health care coverage: claims data.

Status: 9/25/2014-Chaptered by Secretary of State - Chapter 577, Statutes of 2014.

Summary: Would require a health care service plan or health insurer to annually provide deidentified claims data at no charge to a large group purchaser that requests the information and meets specified conditions. The bill would specify that all disclosures of data to the large group purchaser made pursuant to these provisions is required to comply with the federal Health Insurance Portability and Accountability Act of 1996 (HIPAA), the federal Health Information Technology for Economic and Clinical Health Act, and the Confidentiality of Medical Information Act or the Insurance Information and Privacy Protection Act, as specified.

Position: support

SB 1247 (Lieu D) Private postsecondary education: California Private Postsecondary Education Act of 2009.

Status: 9/29/2014-Chaptered by Secretary of State - Chapter 840, Statutes of 2014.

Summary: Would recast and revise various provisions of the California Private Postsecondary Education Act of 2009. The bill would, beginning January 1, 2016, remove the exemption from its provisions for an institution that is approved to participate in veterans financial aid programs pursuant to a specified federal law, and that is not an independent institution of higher education, thereby making the act applicable to the institution. This bill contains other related provisions and other existing laws.

Position: support

SB 1273 (Lara D) Insurance: low-cost automobile insurance program.

Status: 9/19/2014-Chaptered by Secretary of State - Chapter 487, Statutes of 2014.

Summary: Would revise and recast the parameters of the California Automobile Assigned Risk Plan (CAARP) by, among other things, deleting provisions that limit the initial implementation of the

program to specified counties and that require the Insurance Commissioner to make a need-based assessment as to implementation in all other counties, by increasing the limits on the value of an automobile that can be insured through the program, and by additionally authorizing the value of an automobile to be determined by a method adopted by the CAARP Advisory Committee and approved by the commissioner.

Position: support

CFC Opposed

AB 1717 (Perea D) Telecommunications: prepaid mobile telephony services: state surcharge and fees: local charges collection.

Status: 9/30/2014-Chaptered by Secretary of State - Chapter 885, Statutes of 2014.

Summary: Would enact the Prepaid Mobile Telephony Service Surcharge Collection Act. The bill would establish a prepaid MTS surcharge, as defined, based upon a percentage of the sales price of each retail transaction that occurs in this state for prepaid mobile telephony services, as defined. The prepaid MTS surcharge would include the emergency telephone users surcharge, as defined, and PUC surcharges, as defined. This bill contains other related provisions and other existing laws.

Position: oppose

III. VETOED BILLS

CFC Supported

AB 477 (Chau D) Elder and dependent adult abuse: mandated reporting.
Status: 10/9/2013-Vetoed by the Governor
Summary: Would include notaries public in the definition of mandated reporters of suspected financial abuse of an elder or dependent adult and would require a notary public, if he or she has observed or has knowledge of suspected financial abuse in connection with providing notary services, to report the known or suspected instance of financial abuse. The bill would provide that this requirement is applicable only when the notary public knows that the victim of the suspected financial abuse is an elder or dependent adult. This bill contains other related provisions and other existing laws.

Position: support

AB 2616 (Skinner D) Workers' compensation: hospital employers: compensation.
Status: 9/29/2014-Vetoed by the Governor
Summary: Would provide, with respect to hospital employees who provide direct patient care in an acute care hospital, that the term "injury" includes a methicillin-resistant Staphylococcus aureus skin infection (MRSA skin infection) that develops or manifests itself during the period of the person's employment with the hospital. This bill would create a presumption that a MRSA skin infection arises out of and in the course of the person's employment if the MRSA skin infection develops or manifests, as specified.

Position: support

SB 448 (Leno D) Energy: petroleum supply and pricing.
Status: 10/13/2013-Vetoed by the Governor
Summary: Would, until January 1, 2018, require the State Energy Resources Conservation and Development Commission, or the commission, upon appropriation by the Legislature of moneys generated by the collection of royalty payments from the oil and gas leases, to identify data currently collected or developed by the commission and to establish a methodology to analyze whether fuel price manipulation has occurred or is occurring. The bill would require the commission to establish a Motor Vehicle Fuel Market Advisory Committee, as specified, to review specific data and provide ongoing comments, insight, and recommendations about fuel market behavior and transactions related to potential market manipulation and methods to deter those activities.

Position: support

SB 1124

(Hernandez D) Medi-Cal: estate recovery.

Status: 9/25/2014-Vetoed by the Governor

Summary: Current law, with certain exceptions, requires the State Department of Health Care Services to claim against the estate of a decedent, or against any recipient of the property of that decedent by distribution or survival, an amount equal to the payments for Medi-Cal services received or the value of the property received by any recipient from the decedent by distribution or survival, whichever is less. This bill would instead provide that the department shall make these claims only in specified circumstances and would define health care services for these purposes.

Position: support

CFC Opposed

AB 300

(Perea D) Telecommunications: prepaid mobile telephony services: state surcharge and fees: local charges collection.

Status: 10/10/2013-Vetoed by the Governor

Summary: Would enact the Prepaid Mobile Telephony Service Surcharge Collection Act (act). The bill would establish a prepaid MTS surcharge, as defined, based upon a percentage of the sales price of each retail transaction that occurs in this state for prepaid mobile telephony services, as defined. The prepaid MTS surcharge would include the emergency telephone users surcharge, as defined, and PUC surcharges, as defined. The bill would require a seller, as defined, to collect the prepaid MTS surcharge, as provided, from a prepaid consumer, as defined, and remit the amounts collected to the State Board of Equalization pursuant to the Fee Collection Procedures Law. This bill contains other related provisions and other existing laws.

Position: oppose

AB 1409

(Bradford D) Public utilities: voice communications: Moore Universal Telephone Service Act.

Status: 10/10/2013-Vetoed by the Governor

Summary: Current law allows the Public Utilities Commission to charge and collect a fee of \$75 for filing each application for a certificate of public convenience and necessity, or for the mortgage, lease, transfer, or assignment of a certificate. This bill would instead require the fee to not exceed the reasonable costs to the commission for filing these applications. The bill would authorize the fee in an amount not to exceed \$500 and would authorize the commission to adjust this fee based on the Consumer Price Index. This bill contains other related provisions and other existing laws.

Position: oppose

IV. DEFEATED BILLS

CFC Sponsored/Co-Sponsored

AB 462 (Stone D) Fire protection: residential care facilities.

Status: 1/17/2014-Failed Deadline pursuant to Rule 61(b)(1). (Last location was G.O. on 4/4/2013)

Summary: Would require a residential care facility for the elderly or adult residential facility, as defined, that has a valid license as of January 1, 2014, to have installed and maintained on and after January 1, 2016, an operable automatic fire sprinkler system approved by the State Fire Marshal. The bill would require a residential care facility for which a license is newly issued on or after January 1, 2016, to have an approved, operable automatic fire sprinkler system. The bill would require, by January 1, 2015, the State Fire Marshal to adopt regulations to implement the above provisions. By changing the definition of a crime, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: co-sponsor

AB 553 (Medina D) Reverse mortgages: notifications.

Status: 1/24/2014-Failed Deadline pursuant to Rule 61(b)(2). (Last location was B. & F. on 4/23/2013)

Summary: Would prohibit a lender from taking a reverse mortgage application or assessing any fees until seven days from the date of loan counseling, as specified. The bill would make specified changes to the disclosure notice. The bill would delete the requirement that the lender provide a written checklist and would, instead, prohibit a lender from taking a reverse mortgage application unless the applicant has received from the lender a specified reverse mortgage worksheet guide. The bill would require that the worksheet contain certain issues that the borrower is advised to consider and discuss with the counselor. The bill would require the counselor and the prospective borrower to sign the worksheet, as specified.

Position: co-sponsor

AB 1291 (Lowenthal D) Privacy: Right to Know Act of 2013: disclosure of a customer's personal information.

Status: 1/24/2014-Failed Deadline pursuant to Rule 61(b)(2). (Last location was JUD. on 4/30/2013)
Summary: Would create the Right to Know Act of 2013, would repeal and reorganize certain provisions of existing law, and would provide legislative findings in support thereof . This bill contains other related provisions and other existing laws.

Position: co-sponsor

SB 383 (Jackson D) Credit cards: personal information.

Status: 6/27/2014-Failed Deadline pursuant to Rule 61(b)(13). (Last location was A. JUD. on 6/15/2014)

Summary: Would authorize a person or entity that accepts credit cards in an online transaction involving an electronic downloadable product, as defined, to require a cardholder, as a condition to accepting a credit card as payment in full or in part, in an online transaction involving an electronic downloadable product, to provide personal identification information, as defined, if it requires that information for the detection, investigation, or prevention of fraud, theft, identity theft, or criminal activity, or for enforcement of terms of sale, and the personal identification information is used solely for those purposes.

Position: sponsor

SB 1188 (Jackson D) Consumers Legal Remedies Act: material facts.

Status: 6/27/2014-Failed Deadline pursuant to Rule 61(b)(13). (Last location was A. JUD. on 6/5/2014)

Summary: Current case law had held the Consumers Legal Remedies Act to encompass omissions, including the omission of a material fact a person was obliged to disclose. This bill, for the purposes of the Consumers Legal Remedies Act, would provide that fraud or deceit may consist of the suppression or omission of a material fact by one who is bound to disclose it or who gives information of other facts that are likely to mislead for want of communication of that fact, and would provide that a fact is material if a reasonable person would attach importance to its existence or nonexistence in determining a choice of action in the transaction in question.

Position: co-sponsor

CFC Supported

AB 25 (Campos D) Employment: social media.

Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. RLS. on 8/22/2014)

Summary: Current law prohibits a private employer from requiring or requesting an employee or applicant for employment to disclose a username or password for the purpose of accessing personal social media, to access personal social media in the presence of the employer, or to divulge any personal social media. This bill would apply the provisions described above to public employers, as defined. Notwithstanding that, the bill would allow law enforcement agencies to access social media accounts of a new hire applicant or lateral transfer applicant, as defined, once during the background check for a position as a sworn peace officer, if specified requirements are met.

Position: support

AB 330

(Chau D) Student financial aid: information.

Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. INACTIVE FILE on 8/19/2014)

Summary: As a condition for participation in the Cal Grant Program, current law requires each Cal Grant participating institution to annually report specified information to the Student Aid Commission, which the commission is required to provide on its Internet Web site in a searchable database. This bill would include links to specified Internet Web sites providing data relating to college affordability and related topics, posted in a conspicuous location, in the information that the commission is required to provide on its Internet Web site.

Position: support

AB 458

(Wieckowski D) Income taxes: deductions: punitive damages.

Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. INACTIVE FILE on 9/12/2013)

Summary: The Personal Income Tax Law and the Corporation Tax Law allow various deductions in computing the income that is subject to the taxes imposed by those laws. Both laws allow a deduction for ordinary and necessary business expenses, including a deduction for amounts paid or incurred for specified types of punitive damages. This bill, for taxable years beginning on or after January 1, 2014, would disallow, under both laws, a deduction for amounts paid or incurred for punitive damages, as provided. This bill contains other related provisions.

Position: support

AB 862

(Wieckowski D) Automobile insurance: underinsured motorist coverage.

Status: 1/24/2014-Failed Deadline pursuant to Rule 61(b)(2). (Last location was INS. on 5/2/2013)

Summary: Current law prohibits the maximum liability of an insurer providing underinsured motorist coverage for bodily injury to the insured caused by one or more vehicles from exceeding the insured's underinsured motorist coverage limits, less the amount paid to the insured by or for any person or organization that may be held legally liable for the injury. This bill would authorize an insurer to offer a separately rated underinsured motorist policy where the maximum liability to the insurer is the underinsured motorist coverage limit. The bill would require, if an insurer elects to offer this policy to its insureds, the insurer to notify its insureds of this fact at the time it begins offering the policy, as specified.

Position: support

AB 975

(Wieckowski D) Health facilities community benefits.

Status: 1/31/2014-Failed Deadline pursuant to Rule 61(b)(3). (Last location was INACTIVE FILE on 5/31/2013)

Summary: Would declare the necessity of establishing uniform standards for reporting the amount of charity care and community benefits a facility provides to ensure that private nonprofit hospitals and nonprofit multispecialty clinics actually meet the social obligations for which they receive favorable tax treatment, among other findings and declarations. This bill contains other related provisions and other existing laws.

Position: support

AB 1437 (Mullin D) Medically important antimicrobials: livestock and poultry.
Status: 5/2/2014-Failed Deadline pursuant to Rule 61(b)(5). (Last location was AGRI. on 4/23/2014)
Summary: Would prohibit a livestock or poultry product from being sold in California if the livestock or poultry product is constituted of livestock or poultry that was administered a medically important antimicrobial for nontherapeutic use, such as growth promotion, feed efficiency, weight gain, or disease prevention. The bill would also prohibit a livestock or poultry product sold in California to be constituted of livestock or poultry that was administered a medically important antimicrobial for nonroutine disease control unless certain conditions are met.

Position: support

AB 1553 (Yamada D) Long-term care insurance: premium basis.
Status: 5/9/2014-Failed Deadline pursuant to Rule 61(b)(6). (Last location was INS. on 4/24/2014)
Summary: Would prohibit a long-term care insurance policy issued, amended, or renewed on or after January 1, 2015, from charging a different premium, price, or charge based on the sex of the contracting party, potential contracting party, or a person reasonably expected to benefit from the policy. The bill would prohibit insurers issuing, amending, or renewing long-term care insurance policies on or after January 1, 2015, from reducing or eliminating benefits or coverage based on the sex of the contracting party, potential contracting party, or a person reasonably expected to benefit from the policy as a result of implementing these provisions.

Position: support

AB 1554 (Skinner D) Residential care facilities for the elderly.
Status: 8/15/2014-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. APPR. SUSPENSE FILE on 8/14/2014)
Summary: Would state the intent of the Legislature that the State Department of Social Services conduct investigations for residential care facilities in the manner required to ensure maximum effectiveness while respecting the rights of residents and to complete an investigation, except as specified, within 90 days of receiving a complaint, or within 30 days when the complaint alleges physical abuse, sexual abuse, or a threat of imminent danger. This bill contains other related provisions and other existing laws.

Position: support

AB 1571 (Eggman D) Residential care facilities for the elderly: licensing and regulation.
Status: 8/15/2014-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. APPR. SUSPENSE FILE on 8/14/2014)
Summary: Current law requires any person seeking a license for a residential care facility for the elderly to file an application with the State Department of Social Services, as specified. This bill would delete the requirement to submit evidence of reputable and responsible character as to members or shareholders of a firm, association, organization, partnership, business trust, corporation, or company and the person in charge of the facility, and instead would require the applicant to disclose whether the licensee is a for-profit or not-for-profit provider, the names and license numbers of other facilities owned, managed, or operated by the same licensee, and the names and addresses of any persons or organizations listed as owner of record in the real estate, including the buildings and grounds appurtenant to the buildings.

Position: support

AB 2162 (Fox D) Fire protection: residential care facilities.
Status: 5/2/2014-Failed Deadline pursuant to Rule 61(b)(5). (Last location was G.O. on 4/23/2014)

Summary: Would require a residential care facility for the elderly, as defined, or an adult residential facility, as defined, that has a valid license as of January 1, 2015, to have installed and maintained on and after January 1, 2019, an operable automatic fire sprinkler system approved by the State Fire Marshal. The bill would require a residential care facility, as defined, for which a license is newly issued on or after January 1, 2018, to have an approved, operable automatic fire sprinkler system.

Position: support

AB 2416

(Stone D) Liens: laborers and employees.

Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. THIRD READING on 8/30/2014)

Summary: Would enact the California Wage Theft Recovery Act to authorize specified employees to request that the Labor Commissioner record, on his or her behalf, a wage lien upon real and personal property of an employer, or a property owner, as specified, for unpaid wages and other compensation owed the employee, and certain other penalties, interest, and costs. The bill would prescribe requirements relating to the recording and enforcement of the wage lien and for its extinguishment and removal.

Position: support

AB 2589

(Bloom D) Weights and measures: county sealers: county ordinance: annual registration fee.

Status: 5/30/2014-Failed Deadline pursuant to Rule 61(b)(11). (Last location was A. INACTIVE FILE on 5/28/2014)

Summary: Current law requires a county sealer to weigh and measure packages, containers, or amounts of commodities sold, or in the process of delivery, in order to determine whether they contain the quantity or amount represented and whether they are being sold in accordance with law. In order to recover the actual costs of carrying out these provisions, this bill would authorize a county board of supervisors to charge an annual registration fee, not to exceed \$640.

Position: support

SB 52

(Leno D) Political Reform Act of 1974: campaign disclosures.

Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was A. INACTIVE FILE on 8/29/2014)

Summary: Would repeal and recast several definitions in reference to the Political Reform Act of 1974. The bill would modify a committee identification requirement and a disclosure statement requirement relating to advertisements for or against any ballot measure paid for by a committee. The bill would impose new disclosure statement requirements for political advertisements regarding a ballot measure that are radio advertisements, prerecorded telephonic messages, television or video advertisements, or mass mailing or print advertisements that would require the identification of identifiable contributors, ballot measures, and other funding details, as specified.

Position: support

SB 121

(Evans D) Corporations: political activities: shareholder disclosure.

Status: 1/17/2014-Failed Deadline pursuant to Rule 61(b)(1). (Last location was B. & F. I. on 4/18/2013)

Summary: Would require a corporation, as defined, that reasonably believes it has one or more shareholders located in this state and that makes a contribution or expenditure, as defined, to, or in support of or in opposition to, a candidate, ballot measure campaign, or a signature-gathering effort on behalf of a ballot measure, political party, or political action committee to issue a report on the political expenditures of the corporation in the previous fiscal year, and to notify shareholders not less than 24 hours prior to each political contribution during the fiscal year, by specified means, including posting the report and

notification on the corporation's Internet Web site, if any. This bill contains other related provisions and other existing laws.

Position: support

SB 256

(Lieu D) Trampoline courts: safety inspection.

Status: 8/15/2014-Failed Deadline pursuant to Rule 61(b)(14). (Last location was APPR. SUSPENSE FILE on 8/21/2013)

Summary: Would establish a state program to inspect trampoline courts, as defined, for the protection of the general public using trampoline courts. The bill would require each owner of a trampoline court to annually submit to the Division of Occupational Safety and Health a certificate of compliance, and to report specified accidents. The bill would establish the Trampoline Courts Safety Fund and require fees and penalties collected pursuant to these provisions to be deposited in the fund, as specified, and made available upon appropriation by the Legislature.

Position: support

SB 631

(Beall D) Health care: health facilities: observation and short-stay observation services.

Status: 1/17/2014-Failed Deadline pursuant to Rule 61(b)(1). (Last location was HEALTH on 4/11/2013)

Summary: Would require a general acute care hospital that provides observation and short-stay observation services, as defined, to apply for approval from the State Department of Public Health to provide the services as a supplemental service, and would require a general acute care hospital to obtain a special permit to provide short-stay observation services. The bill would require the department to adopt and enforce staffing standards for certain outpatient services and all ambulatory surgery centers, as specified, and would make other conforming changes. This bill contains other related provisions and other existing laws.

Position: support

SB 686

(Jackson D) Vehicles: vehicle dealers.

Status: 6/27/2014-Failed Deadline pursuant to Rule 61(b)(13). (Last location was A. B.,P. & C.P. on 6/17/2014)

Summary: Current law prohibits a licensed vehicle dealer from engaging in certain practices, including, among others, making an untrue or misleading statement indicating that a vehicle is equipped with all the factory-installed optional equipment the manufacturer offers. This bill would, subject to exceptions, additionally prohibit a dealer from selling or otherwise transferring ownership at retail of a used vehicle, as specified, if the dealer knows or should have known that the vehicle is subject to a manufacturer's safety recall, unless the repairs required to correct the defect have been performed on the vehicle.

Position: support

SB 727

(Jackson D) Medical waste: pharmaceutical product stewardship program.

Status: 1/17/2014-Failed Deadline pursuant to Rule 61(b)(1). (Last location was E.Q. on 5/1/2013)

Summary: Would require a producer of a pharmaceutical sold in the state to, individually or through a stewardship organization, to submit a plan, on or before January 1, 2015, to the Department of Resources Recycling and Recovery. The bill would require the plan to provide for the development of a program to collect, transport, and process home-generated pharmaceutical drugs and to include specified aspects, including the minimum amount of collection sites, including by January 1, 2016, at least one collection service within 10 miles per person in the state. This bill contains other related provisions and other existing laws.

Position: support

SB 847 (Block D) Crime victim compensation: financial elder or dependent adult abuse.
Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. APPR. SUSPENSE FILE on 5/23/2014)
Summary: Would include victims of financial elder or dependent adult abuse within the definition of crimes that are eligible for compensation under specied provisions and provide reimbursement for financial counseling, as specified, for those victims. The bill would make a derivative victim ineligible for compensation if the only crime the victim suffered was financial elder or dependent adult abuse. The bill would also provide related legislative findings and declarations. This bill contains other existing laws.

Position: support

SB 894 (Corbett D) Residential care facilities for the elderly: revocation of license.
Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was A. THIRD READING on 8/11/2014)
Summary: Current law, the California Residential Care Facilities for the Elderly Act, provides for the licensure and regulation of residential care facilities for the elderly. These provisions are administered by the State Department of Social Services. This bill would additionally require the department to provide the Office of the State Long-Term Care Ombudsman with a precautionary notification if the department begins to prepare to issue a temporary suspension or revocation of any license. This bill contains other current laws.

Position: support

SB 935 (Leno D) Minimum wage: annual adjustment.
Status: 6/27/2014-Failed Deadline pursuant to Rule 61(b)(13). (Last location was A. L. & E. on 6/26/2014)
Summary: Would increase the minimum wage, on and after January 1, 2015, to not less than \$11 per hour, on and after January 1, 2016, to not less than \$12 per hour, and on and after January 1, 2017, to not less than \$13 per hour. The bill would require the automatic adjustment of the minimum wage annually thereafter, to maintain employee purchasing power diminished by the rate of inflation during the previous year.

Position: support

SB 1000 (Monning D) Public health: sugar-sweetened beverages: safety warnings.
Status: 6/27/2014-Failed Deadline pursuant to Rule 61(b)(13). (Last location was A. HEALTH on 6/17/2014)
Summary: Would establish the Sugar-Sweetened Beverage Safety Warning Act, which would prohibit a person from distributing, selling, or offering for sale a sugar-sweetened beverage in a sealed beverage container, or a multipack of sugar-sweetened beverages, in this state unless the beverage container or multipack bears a specified safety warning, as prescribed. This bill contains other related provisions and other existing laws.

Position: support

SB 1014 (Jackson D) Pharmaceutical waste: home generated: collection.
Status: 8/15/2014-Failed Deadline pursuant to Rule 61(b)(14). (Last location was A. APPR. on 8/6/2014)
Summary: Would, upon the enactment of federal regulations, require the California State Board of Pharmacy, in consultation with the Department of Resources Recycling and Recovery and the State Department of Public Health, to adopt regulations to implement California drug takeback programs for the

collection and destruction of home-generated pharmaceutical waste, as defined. The bill would provide that the regulations adopted pursuant to these provisions only apply to licensees of the board.

Position: support

SB 1017

(Evans D) Education finance: oil and gas severance tax.
Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. APPR. SUSPENSE FILE on 5/23/2014)
Summary: Would establish the California Higher Education Endowment Corporation (CHEEC) in state government. The bill would establish an oversight board to govern the CHEEC, and would require that board to appoint the chief executive officer of the CHEEC. The bill would require the CHEEC to annually allocate the moneys in the continuously appropriated California Higher Education Fund, which would be created by the bill, first to the Controller, and second to the California Community Colleges, the California State University, the University of California, the Department of Parks and Recreation, and to the California Health and Human Services Agency, in specified proportions and for expenditure as provided.

Position: support

SB 1132

(Mitchell D) Oil and gas: well stimulation treatments.
Status: 5/30/2014-Failed Deadline pursuant to Rule 61(b)(11). (Last location was S. THIRD READING on 5/27/2014)
Summary: Would revise the definition of "well stimulation treatment." The bill would require a scientific study to be conducted and completed no later than June 30, 2016, and to consider additional elements, including, among other things, evaluating various potential direct, indirect, and cumulative health and environmental effects of onshore and offshore well stimulation and well stimulation treatment-related activities, as specified. This bill contains other related provisions and other existing laws.

Position: support

SB 1218

(Yee D) Residential care facilities for the elderly: civil penalties.
Status: 5/2/2014-Failed Deadline pursuant to Rule 61(b)(5). (Last location was RLS. on 4/1/2014)
Summary: Current law establishes the State Department of Social Services and sets forth its powers and duties, including, but not limited to, the licensing and administration of residential care facilities for the elderly. This bill would increase the civil penalties, including the penalties for repeat offenses, and would vary the minimum and maximum penalties depending upon the seriousness of the harm to the resident. This bill contains other related provisions and other current laws.

Position: support

SB 1351

(Hill D) Payment cards.
Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. INACTIVE FILE on 6/2/2014)
Summary: Would require retailers, starting April 1, 2016, except as specified, that accept a payment card, as defined, to provide a means of processing card-present payment card transactions involving payment cards equipped with embedded microchips or any other technology that is more secure than static magnetic stripe technology for card-present fraud prevention.

Position: support

SB 1355

(Wyland R) Credit cards: billing inquiries.
Status: 5/9/2014-Failed Deadline pursuant to Rule 61(b)(6). (Last location was JUD. on 3/17/2014)

Summary: Would increase the amount of time a credit cardholder is allowed to dispute a billing error, by increasing the current 60 days to one year.

Position: support

SB 1381 (Evans D) Food labeling: genetically engineered food.
Status: 5/30/2014-Failed Deadline pursuant to Rule 61(b)(11). (Last location was S. THIRD READING on 5/23/2014)
Summary: Would prescribe labeling requirements for a raw agricultural commodity that is genetically engineered and packaged foods, as defined, containing some products of genetic engineering. The bill would impose these labeling requirements on manufacturers and retailers, as defined, of the commodities and foods. This bill contains other related provisions and other existing laws.

Position: support

CFC Opposed

AB 17 (Hueso D) Vehicles: enhanced driver's license.
Status: 1/17/2014-Failed Deadline pursuant to Rule 61(b)(1). (Last location was TRANS. on 1/14/2013)
Summary: Would authorize the Department of Motor Vehicles to enter into a memorandum of understanding with a federal agency for the purpose of facilitating travels within the western hemisphere pursuant to the federal Western Hemisphere Travel Initiative through the issuance of an enhanced driver's license, instruction permit, provisional license, or identification card. The bill would authorize the department to issue or renew, upon request, an enhanced driver's license, instruction permit, provisional license, or identification card for specified persons. This bill contains other related provisions and other existing laws.

Position: oppose

AB 211 (Wilk R) Unfair competition: enforcement.
Status: 1/24/2014-Failed Deadline pursuant to Rule 61(b)(2). (Last location was PRINT on 1/30/2013)
Summary: Current law defines unfair competition as including any unlawful, unfair, or fraudulent business act or practice; any unfair, deceptive, untrue, or misleading advertising; and other specified conduct relating to representations made to the public. Under current law, an action for relief from an act of unfair competition may be brought by a person acting for the interests of itself, its members, or the general public. This bill would state the intent of the Legislature to enact legislation that would protect businesses from frivolous lawsuits.

Position: oppose

AB 844 (Dickinson D) Credit and debit cards: transactions: personal information.
Status: 6/27/2014-Failed Deadline pursuant to Rule 61(b)(13). (Last location was B. & F. I. on 6/19/2013)
Summary: Current state law prohibits a person, firm, partnership, association, or corporation that accepts credit cards for the transaction of business from requesting or requiring the cardholder to provide personal identification information, which is then recorded, as a condition to accepting the credit card as payment in full or in part for goods or services, but provides various exceptions to this prohibition. This bill would extend the above restrictions regarding the collection of personal identification information to debit cards. The bill would define "debit card" and related terms for these purposes, and would make conforming changes. This bill contains other related provisions and other

existing laws.

Position: oppose
unless amended

AB 890

(Jones R) False advertising.

Status: 6/27/2014-Failed Deadline pursuant to Rule 61(b)(13). (Last location was JUD. on 6/14/2013)

Summary: Would eliminate the requirement that any article, unit, or part of the merchandise be substantially manufactured in the United States in order for the merchandise to advertise that it is made in the United States. The bill would deem any merchandise to be substantially made, manufactured, or produced within the United States if specified requirements are met, including that United States manufacturing costs constitute at least 90% of the total manufacturing costs for the merchandise and that the merchandise was last substantially transformed or assembled in the United States.

Position: oppose

AB 995

(Frazier D) Public utilities: intervenor fees: customers.

Status: 1/24/2014-Failed Deadline pursuant to Rule 61(b)(2). (Last location was U. & C. on 12/12/2013)

Summary: Would require the Public Utilities Commission, by July 1, 2015, to adopt rules establishing standards to verify that a customer representative is authorized by consumers, customers, or subscribers of any electrical, gas, telephone, telegraph, or water corporation to represent their interests. The bill would revise the definition of "substantial contribution" to additionally require that the commission find that the customer's participation promoted a public purpose that directly benefits other customers. This bill contains other related provisions and other existing laws.

Position: oppose

AB 1407

(Bradford D) Public utilities: voice communications service: lifeline program.

Status: 8/15/2014-Failed Deadline pursuant to Rule 61(b)(14). (Last location was APPR. SUSPENSE FILE on 8/19/2013)

Summary: Would recast the Moore Universal Telephone Service Act so that it would provide a household, as defined, having an eligible customer, as defined, with high-quality voice communications service at affordable rates. The bill would state the intent of the Legislature to ensure that California residents have access to technologies and services and to promote technological neutrality by giving lifeline customers the ability to choose the communications provider and service that best meet their unique needs, while encouraging providers to participate in the lifeline program. This bill contains other related provisions and other existing laws.

Position: oppose

AB 2034

(Gatto D) Elder and dependent adults.

Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. RLS. on 8/27/2014)

Summary: Would require the conservator of an elder or dependent adult to inform the relatives of the conservatee whenever the conservatee dies or is admitted to a medical facility for acute care for a period of 3 days or more and would require the conservator, in the event of the death of the conservatee, to inform the relatives of any funeral arrangements and the location of the conservatee's final resting place. This bill contains other related provisions and other existing laws.

Position: oppose

AB 2096 (Muratsuchi D) Securities transactions: qualification: notification: small company.
Status: 8/15/2014-Failed Deadline pursuant to Rule 61(b)(14). (Last location was S. APPR. SUSPENSE FILE on 8/14/2014)
Summary: Would authorize qualification by notification for any offer or sale of a security if, among other requirements, the offering meets the requirements for a federal exemption for limited offerings and sales of securities not exceeding \$1,000,000, and the aggregate amount of securities sold to any investor by the issuer does not exceed certain amounts within a 12-month time period, except as specified. This bill contains other related provisions and other existing laws.

Position: oppose

AB 2183 (Bocanegra D) Nursing.
Status: 5/23/2014-Failed Deadline pursuant to Rule 61(b)(8). (Last location was A. APPR. SUSPENSE FILE on 5/23/2014)
Summary: Would require the Board of Registered Nursing to adopt specific criteria for determining the equivalency of course instruction when assessing the qualifications of an out-of-state applicant who is filing for licensure by endorsement. In adopting that criteria, the bill would require the board to place an emphasis on licensed clinical experience. This bill contains other related provisions and other existing laws.

Position: oppose

AB 2346 (Gonzalez D) Physician and surgeon assistance program.
Status: 5/23/2014-Failed Deadline pursuant to Rule 61(b)(8). (Last location was A. APPR. SUSPENSE FILE on 5/23/2014)
Summary: Would authorize the Medical Board of California to make available the means to rehabilitate a physician and surgeon with impairment due to abuse of dangerous drugs or alcohol, or mental or physical illness, that affects his or her competency so that a physician and surgeon may be treated in a manner that will not endanger the public health and safety. The bill would require the board, if the program is established, to contract with another entity for provision of the administrative services for the program.

Position: oppose

AB 2624 (Medina D) False advertising: Made in North America.
Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. INACTIVE FILE on 8/7/2014)
Summary: Would make it unlawful for any person, firm, corporation, or association to sell, or offer for sale, a product that advertises itself as being made in North America unless all of the product was made in the United States, Canada, or Mexico. Because a violation of these provisions would be a misdemeanor, the bill would create a new crime, thus, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Position: oppose

SB 397 (Hueso D) Vehicles: enhanced driver's license.
Status: 8/15/2014-Failed Deadline pursuant to Rule 61(b)(14). (Last location was APPR. SUSPENSE FILE on 8/21/2013)
Summary: Would authorize the Department of Motor Vehicles to enter into a memorandum of

understanding with a federal agency for the purpose of facilitating travels within the western hemisphere pursuant to the federal Western Hemisphere Travel Initiative through the issuance of an enhanced driver's license, instruction permit, provisional license, or identification card. The bill would require a person applying for the initial issuance or renewal of an enhanced driver's license, instruction permit, provisional license, or identification card to submit, under the penalty of perjury, additional proof of identity, residency, and citizenship that satisfies the requirements of the federal Western Hemisphere Travel Initiative.

Position: oppose

SB 661

(Hill D) False advertising.

Status: 1/24/2014-Failed Deadline pursuant to Rule 61(b)(2). (Last location was JUD. on 1/14/2014)

Summary: Would establish an exception to specified provisions by authorizing a person, firm, corporation, or association to sell or offer for sale in this state any merchandise labeled as being made in the United States if the merchandise is made, manufactured, or produced in the United States and has an article, unit, or part from outside of the United States that cannot be obtained within the United States, as specified, and constitutes only a negligible part of the final manufactured product.

Position: oppose

SB 713

(Correa D) Liability: good faith reliance on administrative ruling.

Status: 1/24/2014-Failed Deadline pursuant to Rule 61(b)(2). (Last location was JUD. on 4/3/2013)

Summary: Would provide that any person who relies upon a written order, ruling, approval, interpretation, or enforcement policy of a state agency or department, except the Division of Labor Standards Enforcement, shall not be liable or subject to punishment for a violation of a statute or regulation in a judicial or administrative proceeding if the person takes specified actions. This bill would provide that a person who relies on a written order, ruling, approval, interpretation, or enforcement policy of the Division of Labor Standards Enforcement and takes these specified actions shall not be liable or subject to punishment, except for restitution of unpaid wages. The bill would provide that these provisions apply to all actions and proceedings that commence on or after January 1, 2014. Additionally, the bill would state that it would not require a state agency to issue an order, ruling, approval, interpretation, or enforcement policy. This bill contains other existing laws.

Position: oppose

SB 981

(Huff R) Regulations: review process.

Status: 5/2/2014-Failed Deadline pursuant to Rule 61(b)(5). (Last location was G.O. on 4/10/2014)

Summary: Current law, the Administrative Procedure Act, governs the procedure for the adoption, amendment, or repeal of regulations by state agencies. This bill would require each agency to review each regulation adopted prior to January 1, 2014, and to develop a report with prescribed information to be submitted to the Legislature on or before January 1, 2016.

Position: oppose

SB 1173

(Gaines R) Insurance rate decreases.

Status: 8/31/2014-Failed Deadline pursuant to Rule 61(b)(17). (Last location was S. APPR. on 4/24/2014)

Summary: Would, notwithstanding any other law, require the Insurance Commissioner to approve without review or modification, and without holding a hearing, any rate decrease proposed and submitted to the department by an insurer, including, but not limited to, a health insurer. The bill would also require the commissioner to adopt regulations to establish policies, guidelines, and procedures to implement this provision. The bill would provide that these requirements would not

apply if the consumers' rates would increase. This bill contains other related provisions and other existing laws.

Position: oppose

SB 1213

(Hueso D) Vehicles: enhanced driver's license.

Status: 5/2/2014-Failed Deadline pursuant to Rule 61(b)(5). (Last location was T. & H. on 3/6/2014)

Summary: Would authorize the Department of Motor Vehicles to enter into a memorandum of understanding with a federal agency for the purpose of facilitating travels within the western hemisphere pursuant to the federal Western Hemisphere Travel Initiative through the issuance of an enhanced driver's license, instruction permit, provisional license, or identification card. The bill would authorize the department to issue or renew, upon request, an enhanced driver's license, instruction permit, provisional license, or identification card for specified persons.

Position: oppose

SB 1331

(Gaines R) Insurance: interveners payment.

Status: 5/2/2014-Failed Deadline pursuant to Rule 61(b)(5). (Last location was JUD. on 4/24/2014)

Summary: The Insurance Rate Reduction and Reform Act of 1988, an initiative measure, enacted by Proposition 103, as approved by the voters at the November 8, 1988, statewide general election, among other things, prohibits specified insurance rates from being approved or remaining in effect that are excessive, inadequate, unfairly discriminatory, or otherwise in violation of the provisions of the act, and requires any insurer desiring to change those insurance rates to file a completed rate application with the Insurance Commissioner, as provided. This bill would delete the provisions regarding awarding reasonable advocacy and witness fees and expenses. This bill contains other related provisions and other existing laws.

Position: oppose