

Garden Grove Bill Status

Measure	Summary	Status / Location	Organization	Position
AB 5 Gonzalez D	<p>Worker status: employees and independent contractors.</p> <p>Would state the intent of the Legislature to codify the decision in the Dynamex case and clarify its application. The bill would provide that for purposes of the provisions of the Labor Code, the Unemployment Insurance Code, and the wage orders of the Industrial Welfare Commission, a person providing labor or services for remuneration shall be considered an employee rather than an independent contractor unless the hiring entity demonstrates that the person is free from the control and direction of the hiring entity in connection with the performance of the work, the person performs work that is outside the usual course of the hiring entity's business, and the person is customarily engaged in an independently established trade, occupation, or business. The bill, notwithstanding this provision, would provide that any statutory exception from employment status or any extension of employer status or liability remains in effect, and that if a court rules that the 3-part test cannot be applied, then the determination of employee or independent contractor status shall be governed by the test adopted in <i>S. G. Borello & Sons, Inc. v. Department of Industrial Relations</i> (1989) 48 Cal.3d 341 (Borello). The bill would exempt specified occupations from the application of Dynamex, and would instead provide that these occupations are governed by Borello. (Chaptered: 9/18/2019 html pdf)</p>	<p>Status: 9/18/2019-Approved by the Governor. Chaptered by Secretary of State - Chapter 296, Statutes of 2019.</p> <p>Location: 9/18/2019- A. CHAPTERED</p>	Garden Grove	Oppose
AB 9 Reyes D	<p>Employment discrimination: limitation of actions.</p> <p>The California Fair Employment and Housing Act makes specified employment and housing practices unlawful, including discrimination against or harassment of employees and tenants, among others. Existing law authorizes a person claiming to be aggrieved by an alleged unlawful practice to file a verified complaint with the Department of Fair Employment and Housing within one year from the date upon which the unlawful practice occurred, unless otherwise specified. This bill would extend the above-described period to 3 years for complaints alleging employment discrimination, as specified. The bill would specify that the operative date of the verified complaint is the date that the intake form was filed with the Labor Commissioner. (Enrollment: 9/12/2019 html pdf)</p>	<p>Status: 9/12/2019-Enrolled and presented to the Governor at 3:30 p.m.</p> <p>Location: 9/12/2019- A. ENROLLED</p>	Garden Grove	Oppose

<p>AB 51 Gonzalez D</p>	<p>Employment discrimination: enforcement. Would prohibit a person from requiring any applicant for employment or any employee to waive any right, forum, or procedure for a violation of any provision of the California Fair Employment and Housing Act (FEHA) or other specific statutes governing employment as a condition of employment, continued employment, or the receipt of any employment-related benefit. The bill would also prohibit an employer from threatening, retaliating or discriminating against, or terminating any applicant for employment or any employee because of the refusal to consent to the waiver of any right, forum, or procedure for a violation of specific statutes governing employment. (Enrollment: 9/24/2019 html pdf)</p>	<p>Status: 9/24/2019-Enrolled and presented to the Governor at 3:30 p.m. Location: 9/24/2019-A. ENROLLED</p>	<p>Garden Grove</p>	<p>Oppose</p>
<p>AB 170 Gonzalez D</p>	<p>Worker status: employees and independent contractors. As established in the case of Dynamex Operations W. Inc. v. Superior Court (2018) 4 Cal.5th 903 (Dynamex), current law creates a presumption that a worker who performs services for a hirer is an employee for purposes of claims for wages and benefits arising under wage orders issued by the Industrial Welfare Commission. Current law requires a 3-part test, commonly known as the “ABC” test, to establish that a worker is an independent contractor for those purposes. AB 5 of the 2019–20 Regular Session states the intent of the Legislature to codify the decision in the Dynamex case and clarify its application. AB 5 provides that for purposes of the provisions of the Labor Code, the Unemployment Insurance Code, and the wage orders of the Industrial Welfare Commission, a person providing labor or services for remuneration shall be considered an employee rather than an independent contractor unless the hiring entity demonstrates that the person is free from the control and direction of the hiring entity in connection with the performance of the work, the person performs work that is outside the usual course of the hiring entity’s business, and the person is customarily engaged in an independently established trade, occupation, or business. AB 5 also exempts specified occupations from the application of Dynamex, and would instead provide that these occupations are governed by the test adopted in S. G. Borello & Sons, Inc. v. Department of Industrial Relations (1989) 48 Cal.3d 341 (Borello). This bill would, until January 1, 2021, also exempt a newspaper distributor working under contract with a newspaper publisher and a newspaper carrier working under contract, either with a newspaper publisher or newspaper distributor, from the Dynamex provisions proposed to be added by AB 5 described above. (Chaptered: 10/2/2019 html pdf)</p>	<p>Status: 10/2/2019-Approved by the Governor. Chaptered by Secretary of State - Chapter 415, Statutes of 2019. Location: 10/2/2019-A. CHAPTERED</p>	<p>Garden Grove</p>	<p>Oppose</p>

<p>AB 171 Gonzalez D</p>	<p>Employment: sexual harassment. Current law prohibits an employer from discharging or in any manner discriminating or retaliating against an employee who is a victim of domestic violence, sexual assault, or stalking for taking time off work to obtain specified relief or because of the employee's status as a victim of domestic violence, sexual assault, or stalking, if the victim provides notice to the employer of the status or the employer has actual knowledge of the status. Current law authorizes an employee to file a complaint with the Division of Labor Standards Enforcement for a violation of these prohibitions within one year from the date of occurrence of the violation. Current law makes it a misdemeanor for an employer to refuse to rehire, promote, or restore an employee who has been determined to be so eligible by a grievance procedure or legal hearing. This bill would expand the scope of these provisions by defining "employer" for purposes of these provisions to mean any person employing another under any appointment or contract of hire and to include the state, political subdivisions of the state, and municipalities. (Enrollment: 9/24/2019 html pdf)</p>	<p>Status: 9/24/2019-Enrolled and presented to the Governor at 3:30 p.m. Location: 9/24/2019-A. ENROLLED</p>	<p>Garden Grove</p>	<p>Oppose</p>
<p>AB 345 Muratsuchi D</p>	<p>Oil and gas: operations: location restrictions. Would require, commencing January 1, 2020, all new oil and gas development or enhancement operation, as defined, that is not on federal land, to be located at least 2,500 feet from a residence, school, childcare facility, playground, hospital, or health clinic. The bill would authorize a city or county to require by ordinance that new oil and gas development or enhancement operation be located a larger distance away from a residence, school, childcare facility, playground, hospital, or health clinic than 2,500 feet. (Amended: 4/29/2019 html pdf)</p>	<p>Status: 5/17/2019-Failed Deadline pursuant to Rule 61(a) (5). (Last location was APPR. SUSPENSE FILE on 5/16/2019) (May be acted upon Jan 2020) Location: 5/17/2019-A. 2 YEAR</p>	<p>Garden Grove</p>	<p>Oppose</p>
<p>AB 394 Oberholte R</p>	<p>California Environmental Quality Act: exemption: egress route projects: fire safety. Would, until January 1, 2025, exempt from CEQA egress route projects undertaken by a public agency that are specifically recommended by the State Board of Forestry and Fire Protection that improve the fire safety of an existing subdivision if certain conditions are met. The bill would require the lead agency to hold a noticed public meeting to hear and respond to public comments before determining that a project is exempt. The bill would require the lead agency, if it determines that a project is not subject to CEQA and approves or carries out that project, to file a notice of exemption with the Office of Planning and Research and with the clerk of the county in which the project will be located. (Vetoed: 10/2/2019 html pdf)</p>	<p>Status: 10/2/2019-Vetoed by Governor. Location: 10/2/2019-A. VETOED</p>	<p>Garden Grove</p>	<p>Support</p>

<p>AB 533 Holden D</p>	<p>Income taxes: exclusion: turf removal water conservation program. 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. (Amended: 4/4/2019 html pdf)</p>	<p>Status: 5/16/2019-In committee: Hearing postponed by committee. Location: 5/1/2019-A. APPR. SUSPENSE FILE</p>	<p>Garden Grove</p>	<p>Support</p>
<p>AB 1066 Gonzalez D</p>	<p>Unemployment insurance: trade disputes: eligibility for benefits. Would restore eligibility for unemployment benefits after the first 3 weeks of a trade dispute for an employee who left work because of the trade dispute. The bill would also codify specified case law that holds that employees who left work due to a lockout by the employer, even if it was in anticipation of a trade dispute, are eligible for benefits. The bill would specify that the bill's provisions do not diminish eligibility for benefits of individuals deprived of work due to an employer lockout or similar action, as specified. (Amended: 8/30/2019 html pdf)</p>	<p>Status: 9/15/2019-Failed Deadline pursuant to Rule 61(a) (15). (Last location was THIRD READING on 9/3/2019)(May be acted upon Jan 2020) Location: 9/15/2019-S. 2 YEAR</p>	<p>Garden Grove</p>	<p>Oppose</p>
<p>AB 1366 Daly D</p>	<p>Voice over Internet Protocol and Internet Protocol enabled communications services: Next Generation 911 emergency communications system: reporting requirements. Current law, the Public Utilities Commission has regulatory authority over public utilities, including telephone corporations. Current law, until January 1, 2020, prohibits the commission, a department, an agency, or a political subdivision of the state from regulating Voice over Internet Protocol (VoIP) and Internet Protocol enabled service, as defined, except as required or delegated by federal law or as expressly directed to do so by statute. This bill would extend until January 1, 2022, the qualified prohibition upon the commission, a department, an agency, or a political subdivision of the state regulating VoIP and Internet Protocol enabled service, with the additional qualification that the commission, a department, an agency, or a political subdivision of the state would be authorized to exercise regulatory jurisdiction and control as expressly and specifically directed by the Legislature in the interest of public safety or consumer protection. (Amended: 9/6/2019 html pdf)</p>	<p>Status: 9/15/2019-Failed Deadline pursuant to Rule 61(a) (15). (Last location was E. U., & C. on 9/9/2019)(May be acted upon Jan 2020) Location: 9/15/2019-S. 2 YEAR</p>	<p>Garden Grove</p>	<p>Support</p>

<p>AB 1779 Daly D</p>	<p>Recovery residences. Would establish, and require the State Department of Health Care Services to adopt and implement, minimum standards for counties receiving public funding for recovery residences, as defined. The bill would also require a state affiliate of the National Alliance for Recovery Residences (NARR) to deny an application for, or deny or revoke the recognition, registration, or certification of, and require a county behavioral health department to terminate a contract with, a recovery residence under certain circumstances, including if the recovery residence fails to meet the minimum standards. (Amended: 7/11/2019 html pdf)</p>	<p>Status: 8/30/2019-Failed Deadline pursuant to Rule 61(a) (12). (Last location was APPR. SUSPENSE FILE on 8/12/2019) (May be acted upon Jan 2020) Location: 8/30/2019-S. 2 YEAR</p>	<p>Garden Grove</p>	<p>Support</p>
<p>ACA 1 Aguiar-Curry D</p>	<p>Local government financing: affordable housing and public infrastructure: voter approval. The California Constitution prohibits the ad valorem tax rate on real property from exceeding 1% of the full cash value of the property, subject to certain exceptions. This measure would create an additional exception to the 1% limit that would authorize a city, county, city and county, or special district to levy an ad valorem tax to service bonded indebtedness incurred to fund the construction, reconstruction, rehabilitation, or replacement of public infrastructure, affordable housing, or permanent supportive housing, or the acquisition or lease of real property for those purposes, if the proposition proposing that tax is approved by 55% of the voters of the city, county, or city and county, as applicable, and the proposition includes specified accountability requirements. (Amended: 3/18/2019 html pdf)</p>	<p>Status: 8/19/2019-Read third time. Refused adoption. Motion to reconsider made by Assembly Member Aguiar-Curry. Location: 5/20/2019-A. THIRD READING</p>	<p>Garden Grove</p>	<p>Oppose</p>
<p>SB 49 Skinner D</p>	<p>Energy: appliance standards and State Water Project assessment. Would require the Natural Resources Agency, in collaboration with the Energy Commission and the Department of Water Resources, to assess the opportunities and constraints for potential operational and structural upgrades to the State Water Project to aid California in achieving its climate and energy goals, and to provide associated recommendations consistent with specified purposes and California's energy goals. The bill would require that the assessment and recommendations include specified elements, including recommendations for state, federal, and other applicable funding sources, as specified. The bill would require that the assessment and recommendations be provided to the appropriate policy committees of the Legislature before January 1, 2022. (Enrollment: 9/19/2019 html pdf)</p>	<p>Status: 9/19/2019-Enrolled and presented to the Governor at 3 p.m. Location: 9/19/2019-S. ENROLLED</p>	<p>Garden Grove</p>	<p>Oppose</p>

<p>SB 171 Jackson D</p>	<p>Employers: annual report: pay data. Would require, on or before March 31, 2021, and on or before March 31 each year thereafter, a private employer that has 100 or more employees and who is required to file an annual Employer Information Report under federal law, to submit a pay data report to the Department of Fair Employment and Housing that contains specified wage information. The bill would require the Department of Fair Employment and Housing to make the reports available to the Division of Labor Standards Enforcement upon request. (Amended: 7/5/2019 html pdf)</p>	<p>Status: 8/30/2019-Failed Deadline pursuant to Rule 61(a) (12). (Last location was APPR. SUSPENSE FILE on 8/14/2019) (May be acted upon Jan 2020) Location: 8/30/2019-A. 2 YEAR</p>	<p>Garden Grove</p>	<p>Oppose</p>
<p>SB 246 Wieckowski D</p>	<p>Oil and gas severance tax. Current law imposes various taxes, including taxes on the privilege of engaging in certain activities. The Fee Collection Procedures Law, the violation of which is a crime, provides procedures for the collection of certain fees and surcharges.This bill would impose an oil and gas severance tax of upon any operator for the privilege of severing oil or gas from the earth or water in this state at specified rates, calculated as provided. (Introduced: 2/11/2019 html pdf)</p>	<p>Status: 2/12/2019-From printer. May be acted upon on or after March 14. Location: 2/11/2019-S. RLS.</p>	<p>Garden Grove</p>	<p>Oppose</p>
<p>SB 328 Portantino D</p>	<p>Pupil attendance: school start time. Would require the schoolday for middle schools and high schools, including those operated as charter schools, to begin no earlier than 8:00 a.m. and 8:30 a.m., respectively, by July 1, 2022, or the date on which a school district's or charter school's respective collective bargaining agreement that is operative on January 1, 2020, expires, whichever is later, except for rural school districts. To the extent the bill imposes new duties on school districts and charter schools, the bill would impose a state-mandated local program. (Enrollment: 9/20/2019 html pdf)</p>	<p>Status: 9/20/2019-Enrolled and presented to the Governor at 10 a.m. Location: 9/20/2019-S. ENROLLED</p>	<p>Garden Grove</p>	<p>Oppose</p>
<p>SB 621 Glazer D</p>	<p>California Environmental Quality Act: expedited judicial review: affordable housing projects: reports. Would require the Judicial Council, by July 1, 2020, to adopt a rule of court applicable to an action or proceeding brought to attack, review, set aside, void, or annul the certification of an environmental impact report for an affordable housing project, as defined, or the granting of an approval of an affordable housing project that requires the action or proceeding, including any potential appeals therefrom, to be resolved, to the extent feasible, within 270 days of the filing of the certified record of proceeding with the court. The bill would provide that these provisions do not apply to an affordable housing project if it is in certain locations. (Amended: 6/17/2019 html pdf)</p>	<p>Status: 7/10/2019-Failed Deadline pursuant to Rule 61(a) (10). (Last location was NAT. RES. on 6/6/2019)(May be acted upon Jan 2020) Location: 7/10/2019-A. 2 YEAR</p>	<p>Garden Grove</p>	<p>Support</p>

<p>SB 732</p> <p>Allen D</p>	<p>Transactions and use tax: South Coast Air Quality Management District.</p> <p>Current law establishes the South Coast Air Quality Management District vested with the authority to regulate air emissions from stationary sources located in the South Coast Air Basin and establishes a district board to govern the district. This bill would authorize the south coast district board to impose a transactions and use tax within the boundaries of the south coast district, as specified, with the moneys generated from the transactions and use tax to be used to supplement existing revenues being used for south coast district purposes, as specified. (Amended: 4/30/2019 html pdf)</p>	<p>Status: 5/17/2019-Failed Deadline pursuant to Rule 61(a) (5). (Last location was APPR. on 4/30/2019)(May be acted upon Jan 2020)</p> <p>Location: 5/17/2019-S. 2 YEAR</p>	<p>Garden Grove</p>	<p>Oppose</p>
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Total Measures: 18

Total Tracking Forms: 18