



2006 Legislative Session Summary

**Office of Legislation
November 2006**



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FORWARD

This report provides an overview of legislation that affected the Department of General Services (DGS) in 2006.

During the second year of the 2005-06 Legislative Session, the DGS Office of Legislation monitored and reviewed 2,253 measures and provided an assessment on over 195 bills. The following is a summary of the bills with particular significance to the department that reached the Governor's desk.

We appreciate everyone's assistance and expertise which contributed to our successful representation of departmental legislative matters before other State agencies, the Legislature and the Governor. As always, we cover a broad range of topics to meet the mission of this diverse department.

We look forward to 2007 and working together with the varied interested parties to achieve positive outcomes. If you have questions regarding this summary or would like additional information, please contact Carol Ferreira at (916) 376-5045 or on the Internet at carol.ferreira@dgs.ca.gov.

A handwritten signature in black ink that reads "Jan Boel". The signature is written in a cursive, slightly slanted style.

**Jan Boel, Deputy Director-Legislation
Department of General Services**

OFFICE ACRONYMS USED IN THE 2006 LEGISLATIVE SUMMARY

ALL	ALL DGS OFFICES
AUDITS	OFFICE OF AUDIT SERVICES
BPM	BUILDING AND PROPERTY MANAGEMENT BRANCH, REAL ESTATE SERVICES DIVISION
DSA	DIVISION OF THE STATE ARCHITECT
IT	INFORMATION TECHNOLOGY
OFA	OFFICE OF FLEET ADMINISTRATION
OFS	OFFICE OF FISCAL SERVICES
OHR	OFFICE OF HUMAN RESOURCES
OL	OFFICE OF LEGISLATION
OLS	OFFICE OF LEGAL SERVICES
OPSC	OFFICE OF PUBLIC SCHOOL CONSTRUCTION
OSP	OFFICE OF STATE PUBLISHING
PD	PROCUREMENT DIVISION
PM	PROJECT MANAGEMENT BRANCH, REAL ESTATE SERVICES DIVISION
PS	PROFESSIONAL SERVICES BRANCH, REAL ESTATE SERVICES DIVISION
TD	TELECOMMUNICATIONS DIVISION

LEGISLATIVE SUMMARY OF BILLS ENACTED IN 2006

**UNLESS OTHERWISE INDICATED, THESE STATUTES
BECOME EFFECTIVE JANUARY 1, 2007**

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BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 32 (Nunez)	Air pollution: greenhouse gases: California Global Warming Solutions Act of 2006	PD BPM PS PM	488	<i>An act to add Division 25.5 (commencing with Section 38500) to the Health and Safety Code, relating to air pollution.</i>
<p>Summary: This bill: (1) enacts the California Global Warming Solutions Act of 2006, requiring the California Air Resources Board (ARB) to adopt regulations to report, verify, monitor, and enforce Statewide greenhouse gas (ghg) emissions; (2) requires the ARB to adopt a Statewide ghg emissions limit equal to the 1990 Statewide ghg emissions to be achieved by 2020; (3) requires the ARB to adopt rules and regulations in an open public process to achieve the maximum technologically feasible and cost-effective ghg emissions reductions; and (4) authorizes the ARB to adopt market-based compliance mechanisms and a fee schedule to be paid by regulated sources of ghg emissions; and (5) authorizes the ARB to impose monetary penalties. as specified, for failure to comply with adopted ghg emissions regulations.</p>				
AB 127 (Nunez)	Education facilities: Kindergarten-University Public Education Facilities Bond Act of 2006	OPSC	35	<p><i>An act to amend Sections 17070.40, 17072.35, 17075.10, 17078.52, 17078.53, 17078.54, 17078.56, 17078.58, 17261, and 81130.3 of, to add Sections 17070.96, 17072.11, and 81052 to, to add Article 13 (commencing with Section 17078.70) and Article 14 (commencing with Section 17079) to Chapter 12.5 of Part 10 of, and to add Part 69 (commencing with Section 101000) to, the Education Code, to amend Section 65997 of the Government Code, to amend Section 4 of Chapter 421 of the Statutes of 2001, and to amend Section 4 of Chapter 637 of the Statutes of 2002, relating to education facilities, by providing the funds necessary therefor through and election for the issuance and sale of bonds of the State of California and for the handling and disposition of those funds, and declaring the urgency thereof, to take effect immediately.</i></p>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 162 (Leslie)	School facilities: Department of General Services: California Community Colleges Summary: Provides an alternative voluntary procedure for school districts to work with the Division of the State Architect to obtain approval of school construction plans and specifications. Additionally, the bill clarifies that the DGS may provide plan review training to those involved in the design, construction, and inspection of community college facilities.	DSA	407	<i>An act to amend Sections 17303, 17305, 81133, 81134, and 81135 of, to add Sections 81133.1 and 81133.2 to, and to add Article 3.3 (commencing with Section 17319) to Chapter 3 of Part 10.5 of, the Education Code, relating to school facilities, and making an appropriation therefor.</i>
AB 546 (Garcia)	State computers: prohibited use: obscene matter Summary: Makes it unlawful for any elected State or local officer, including any State or local appointee, employee, or consultant to knowingly use a State-owned or leased computer to access, view, download, or otherwise obtain obscene matter. The prohibitions of this bill do not apply to accessing or viewing obscene material for specified legitimate purposes.	IT ALL	848	<i>An act to add Section 8314.5 to the Government Code, relating to state computers.</i>
AB 607 (Goldberg)	School Facilities Emergency Repair Account Summary: Makes various changes to the Emergency Repair Program and the good repair standards that were enacted following the settlement agreement in the case of <i>Williams vs. the State of California</i> .	OPSC	704	<i>An act to amend Sections 1240, 17002, 17076.10, 17592.72, 35186, and 60119 of, and to add Sections 1242 and 1242.5 to, the Education Code, relating to school facilities, and making an appropriation therefor.</i>
AB 1210 (Levine)	State Capitol Historic Region: international genocide memorial Summary: This bill: (1) establishes the International Genocide Memorial Commission	PS BPM	849	<i>An act to add Chapter 4.1 (commencing with Section 6310) to Division 7 of Title 1 of the Government</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
	(Commission); (2) authorizes the construction of a memorial to California's genocide survivors in the Capitol Historic Region; (3) prohibits the expenditure of State moneys for these purposes; and (4) provides that if the memorial is constructed, the Commission shall maintain the memorial by providing for all necessary funding and resources.			<i>Code, relating to an international genocide memorial.</i>
AB 1457 (Baca)	State property: transfer restrictions: City of San Bernardino	PS	852	<i>An act relating to state property, and declaring the urgency thereof, to take effect immediately.</i>
	Summary: Authorizes the City of San Bernardino (City) to transfer Seccombe Lake Park to the City of San Bernardino's Redevelopment Agency provided that: (1) the equivalent acreage is acquired and developed within reasonable proximity to Seccombe Lake Park exclusively for park purposes; (2) the DGS reviews and approves the appraisal, conveyance, and acquisition documents; and (3) the City adopts a resolution detailing an improvement and maintenance plan for the Park. (Urgency Clause-effective date is September 30, 2006.)			
AB 1806 (Committee on Budget)	State government	PD PS OHR AUDITS OSP All	69	<i>An act to amend Sections 7076, 12587.1, 12950, 13405, 13406, 14612.2, 16418, 68085, 68203, 68661, 77202, and 77209 of, to amend the heading of Chapter 68660) of Title 8 of, and to add Sections 11012.5, 12513.1, 13309, 19822.3, 76104.7, and 84602.1 to, the Government Code, to amend Sections 1348.9 and 53533 of the Health and Safety Code, to amend Sections 1684, 1698, and 4603.2 of, to add Section 4903.6 to, and to repeal Section 4903.05 of, the Labor Code, to amend Sections 290.3 and 295 of the Penal Code, to amend Sections 42100, 42101, 42101.1, and 42104 of the Public Resources Code, to add Section 325.6 to the Unemployment Insurance Code, to amend Section 5066 of the Vehicle Code, and to add Article 18.9 (commencing with Section 749.5) to Chapter 2 of Part 1 of Division 2 of the Welfare and Institutions Code, relating to state</i>
	Summary: Makes the statutory changes necessary for implementation of the Budget Act of 2006 relative to State government administration.			
	Section 2: Enables the Director of the DGS to exercise the option to purchase an existing lease-purchase agreement for the BOE building at 450 N Street in Sacramento. The State Public Works Board will issue bonds to finance the acquisition of the building.			
	Section 5: Revises language to move certain responsibilities for supplying specified employment and housing publications from the Office of Documents and Publications within the DGS to the Department of Fair Employment and Housing.			
	Section 6: Requires the Director of the Department of Finance to reconcile with the State Controller the number of permanent employees in blanket positions for more than six months and requires a report to the Joint Legislative Budget Committee on the findings. This language applies to all State agencies and conforms to changes made to Control Section 31.00 in the 2006-2007 Budget regarding the use of blanket positions.			

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
<p>Section 7: Existing law requires State departments to submit biennial reports on their systems of internal accounting and administrative control. Revises the requirement to direct departments to conduct an internal review prior to submitting the report and allows them 30 days after the report is submitted to identify areas of inadequacy and create a plan to correct the deficiencies.</p> <p>Section 9: Provides that no State agency is required to use the Office of State Publishing (OSP) for print projects. State agencies, however, must solicit a bid from the OSP when they are soliciting bids from the private sector and the project is anticipated to cost more than \$5,000. This section shall remain operative only until the effective date of the Budget Act of 2007 or July 1, 2007, whichever is later, and as of January 1, 2008, is repealed. (Urgency Clause-effective date is July 12, 2006.)</p>	<p><i>government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.</i></p>			
<p>AB 1812 (Committee on Budget)</p>	<p>Budget Act of 2006</p>	<p>OFS PS PM</p>	<p>733</p>	<p><i>An act to amend and supplement the Budget Act of 2006 by amending Items 0690-002-0001, 0690-102-0001, 1760-001-0002, 3540-001-0928, 3940-001-0001, 3940-001-3058, 5180-001-0001, and amending and renumbering Item 3940-115-0439, of Section 2.00 of the Budget Act of 2006, relating to the State Budget, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.</i></p>
	<p>Summary: Amends and supplements the Budget Act of 2006 by revising items of appropriation relating to the Office of Emergency Services, the DGS, the Department of Forestry and Fire Protection, the State Water Resources Control Board, and the State Department of Social Services. (Urgency Clause-effective date is September 29, 2006.)</p>			
<p>AB 1848 (Bermudez)</p>	<p>Homeland security: interoperable public safety communication network</p>	<p>TD</p>	<p>728</p>	<p><i>An act to amend Section 8592.6 of the Government Code, relating to homeland security.</i></p>
	<p>Summary: Designates the annual report prepared by the Public Safety Radio Strategic Planning Committee and submitted to the Legislature as the Statewide strategic plan for the development of a Statewide integrated, interoperable, public safety communication network.</p>			

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 1895 (Coto)	Surplus school property: use of proceeds Summary: Authorizes the Oak Grove Elementary School District to sell surplus real property in the future and use the proceeds from the transaction for any one-time general fund purpose. The bill's provisions will sunset on January 1, 2010.	OPSC	269	<i>An act to add and repeal Section 17463.8 of the Education Code, relating to surplus schools property.</i>
AB 2041 (Nava)	Public safety: communications Summary: This bill: (1) modifies the membership of the Public Safety Radio Strategic Planning Committee (Committee) by adding the Military Department, the State Department of Health Services (DHS), and the Department of Finance (DOF) as members to the Committee and removing the Department of the Youth Authority; (2) requires that a representative of the Office of Emergency Services serve as chairperson; (3) requires that interoperability be developed to include first response agencies, as the Committee deems appropriate; (4) defines the term "first response agencies"; (5) requires the Committee to meet at least twice a year, with one being a joint meeting with the California Statewide Interoperability Executive Committee; and (6) incorporates changes to Government Code Section 8592.1 reflected in AB 2116 to avoid chaptering problems.	TD	855	<i>An act to amend Sections 8592.1, 8592.2, and 8592.3 of the Government Code, relating to public safety.</i>
AB 2067 (Oropeza)	Smoking: enclosed spaces of buildings Summary: Prohibits smoking in the common area of covered public parking lots, including parking lots attached to buildings and in "common areas" at places of employment which would include lobbies, lounges, waiting areas, elevators, stairwells, and restrooms that are a structural part of a building.	BPM	736	<i>An act to amend Section 7596 of the Government Code, and to amend Section 6404.5 of the Labor Code, relating to smoking.</i>
AB 2098 (Liu)	State government: electronic payment system: Electronic Funds Transfer Task Force Summary: Establishes the Electronic Funds Transfer Task Force to study a plan for the development and implementation of an electronic payment dispersal system and report to the Legislature on or before April 1, 2008.	PD	818	<i>An act to add Part 5.6 (commencing with Section 14995) to Division 3 of Title 2 of the Government Code, relating to state government.</i>
AB 2116 (Cohn)	Emergency services: disaster assistance: equipment Summary: This bill: (1) defines various industry terms, such as backward compatibility, nonproprietary equipment or system, open architecture, and public safety radio subscriber; (2)	TD	903	<i>An act to amend Sections 8592.1, 8592.4, and 8592.5 of the Government Code, relating to public</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
	<p>authorizes the Public Safety Radio Strategic Planning Committee (Committee) to recommend to any federal, State, regional, or local entity the purchase of public safety radio subscriber equipment conforming to governmental standards set forth in statute; (3) specifies that as technology continues to evolve, the Committee may recommend the purchase of nonproprietary equipment or systems that have open architecture and backward compatibility and are in compliance with existing law; (4) requires a local first response agency that purchases public safety radio equipment with State or federal funds administered by the State, to ensure that the equipment purchased complies with specified criteria for interoperability; and (5) incorporates changes to Government Code (GC) Section 8592.1 reflected in AB 2041.</p>			safety.
<p>AB 2160 (Lieu)</p>	<p>State buildings: green building</p>	<p>PS PM PD</p>	<p>742</p>	<p><i>An act to add Section 15814.40 to the Government Code, relating to state buildings.</i></p>
	<p>Summary: Codifies provisions of Executive Order S-20-04, which is Governor Schwarzenegger's Green Building Initiative (Initiative), that would require the DGS to develop a life-cycle cost analysis and order the State Energy Resources Conservation and Development Commission, in consultation with the DGS and the Treasurer's Office, to identify and develop a financing and project delivery mechanism for energy and resource efficient projects at State facilities.</p>			
<p>AB 2256 (Committee on Business and Professions)</p>	<p>Professions and vocations</p>	<p>OL</p>	<p>64</p>	<p><i>An act to amend Sections 3077, 3166, and 5615 of, to add Sections 3111, 5588, 5678, 5678.1, 5678.2, 5678.3, and 5678.4 to, to repeal Sections 3161, 3162, 5678.5, and 5679.5 of, and to add Section 3160 of, the Business and Professions Code, to amend Section 13401 of the Corporations Code, and to add Section 15770.5 to the Government Code, relating to professions and vocations.</i></p>
	<p>Summary: This committee bill, among other things, provides the Directors of the DGS and Department of Transportation with the ability to appoint a deputy or assistant director to attend the same State Public Works Board meeting and act on their behalf.</p>			

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 2264 (Pavley)	Purchases: vehicles: State fleet Summary: Requires the DGS on or before June 1, 2007, in consultation with the California Energy Commission, to establish a minimum fuel economy standard that is above the existing standard, pursuant to the State Administrative Manual for the purchase of State fleet passenger cars and light duty trucks powered by internal combustion engines utilizing fossil fuels. Vehicles purchased after January 1, 2008, would be required to meet this new standard. The bill's provisions apply to all State entities, including other organizational units of the executive, legislative, and judicial branches of State government as well as the California Community Colleges and the California State University. The bill's provisions shall not apply to the University of California (UC) except to the extent that the Regents of the UC, by appropriate resolution, make that provision applicable.	OFA	767	<i>An act to add Section 25722.7 to the Public Resources Code, relating to state purchases.</i>
AB 2330 (Arambula)	Small businesses: Office of Small Business Advocate Summary: Requires the Office of the Small Business Advocate (Office) in the Governor's Office of Planning and Research to commission a study to assess the cost of State regulations on small businesses. The study is to parallel the study commissioned by the federal Small Business Administration on the costs of federal regulations on small firms and should be completed by October 1, 2007. The Office would also be required to convene a small business advisory committee to provide advice based on the study and recommendations. In addition, the bill also appropriates the sum of \$85,000 from the General Fund to the Office for the 2006-07 Fiscal Year; any unused funds may carry forward into the 2007-08 Fiscal Year.	PD ALL	232	<i>An act relating to small business, and making an appropriation therefor.</i>
AB 2362 (Horton, Jerome)	Public contracts: job order contracting: school districts Summary: Extends the sunset date on the Los Angeles Unified School District's job order contracting project from December 1, 2007, to December 1, 2012.	OPSC	570	<i>An act to amend Sections 20919.12 and 20919.15 of the Public Contract Code, relating to public contracts.</i>
AB 2393 (Levine)	Telecommunications: emergency service Summary: This bill: (a) requires the California Public Utilities Commission (PUC) in a single rulemaking to consider the need for and to develop reliability standards for backup power systems installed on the property of residential and small commercial customers by a facilities-based	TD	776	<i>An act to add Sections 776, 2872.5, and 2892.1 to the Public Utilities Code, relating to telecommunications, and</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
	<p>provider of telephony services, upon determining the benefits exceed the costs; (b) requires the PUC, in consultation with the Office of Emergency Services and the DGS, to open an investigative proceeding to: (1) determine whether standardized notification systems and protocol should be utilized to notify affected members of the public of local emergencies; (2) identify the need for telecommunications service systems to have backup electricity to enable the telecommunications network to function and enable the customer to contact public safety answering points; (3) determine performance criteria for backup systems; (4) determine whether best practices recommended by the Network Reliability and Interoperability Council in December 2005 have been implemented; and (5) develop and implement performance reliability standards upon determining it is in the best interest of the public and the benefits exceed the costs. Further, the bill requires the PUC to submit to the Legislature the results of each proceeding by January 1, 2008, and appropriates \$596,719 from the PUC Reimbursement Account in the General Fund for costs incurred by the PUC to administer these provisions.</p>			<p><i>making an appropriation therefor.</i></p>
<p>AB 2419 (Wyland)</p>	<p>School facilities: new construction and modernization: career technical education facilities</p> <p>Summary: Requires the career technical education advisory committee of a school district, as a condition of receiving construction or modernization funding, to provide written confirmation that the need for vocational and career technical facilities is being met within the district.</p>	<p>OPSC</p>	<p>778</p>	<p><i>An act to add Section 17070.955 to the Education Code, relating to school facilities.</i></p>
<p>AB 2541 (Matthews)</p>	<p>Claims against the State</p> <p>Summary: Requires the State to pay a penalty for the late payment of a grant in the same manner that penalties are paid for the late payment of amounts due on contracts. In addition, the bill defines "grant" as a signed final agreement between any State agency and a local government agency or organization authorized to accept grant funding for victim services or prevention programs administered by any State agency.</p>	<p>OLS PD</p>	<p>861</p>	<p><i>An act to amend Sections 927.1, 927.2, 927.3, 927.6, 927.7, 927.10, and 927.11 of the Government Code, relating to claims against the state.</i></p>
<p>AB 2591 (Keene)</p>	<p>State agencies: accounts: reports</p> <p>Summary: Requires the Department of Finance (DOF) to report annually to the Legislature no later than February 28 of each fiscal year, on the status of specified State agencies' uncollected debt. In addition, it requires the DGS and other specified State agencies to submit a report to the DOF by October 31 of each year identifying and describing the status of the agency's liquidated and delinquent accounts, as of the end of the prior fiscal year, along with efforts to collect on these accounts. Further, it prohibits these State agencies from entering into a contract with a private</p>	<p>OFS</p>	<p>506</p>	<p><i>An act to add and repeal Section 13292.5 of the Government Code, relating to state agencies.</i></p>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
	nongovernmental collection agency to perform the functions required by the bill's provisions.			
AB 2717 (Walters)	Charter school finance Summary: Allows the California School Finance Authority (CSFA) to help charter schools access financing through the issuance of notes for the construction, repair, or lease of school facilities. The financing available is at a low interest rate and cannot exceed a 15-month term. The CSFA generates capital for these purposes by issuing bonds to investors. The changes made by this bill afford charter schools the same opportunities already made available to school districts and community college districts.	OPSC	325	<i>An act to amend Sections 17171, 17173, 17180, 17183, 17183.5, 17184, 17185, 17193, 17193.5, 17194, 17195, 17199.1, and 17199.4 of the Education Code, relating to charter schools.</i>
AB 2877 (Frommer)	Prescription drugs: importation: procurement Summary: Establishes the California Rx Prescription Drug Web Site Program and directs the Department of Health Services to create a web site, to be in operation by July 1, 2008, with links to information and resources for people seeking discounted prescription drugs. Further, the bill requires the DGS to develop strategies for the State to achieve savings through greater use of generic drugs and revises the existing reporting requirement to the Legislature.	PD OLS OL	720	<i>An act to amend Section 14982 of, and to repeal Section 14981 of, the Government Code, and to add Article 5 (commencing with Section 110242) to Chapter 2 of Part 5 of Division 104 of the Health and Safety Code, relating to prescription drugs.</i>
AB 2911 (Nunez)	California Discount Prescription Drug Program Summary: Requires the Department of Health Services (DHS) to negotiate drug discount agreements for eligible California residents, including families with incomes up to 300 percent of the federal poverty level who lack prescription drug coverage. It authorizes the DHS, starting August 1, 2010, to restrict Medi-Cal approvals of any prescription drug whose manufacturer did not offer discounts that met specified targets.	PD OLS	619	<i>An act to add Division 112 (commencing with Section 130500) to the Health and Safety Code, relating to pharmacy assistance.</i>
AB 2947 (Goldberg)	School facilities: school building capacity: transfer of special education programs Summary: Ensures that new construction baseline eligibility for the School Facility Program is adjusted for special education pupil enrollment and facilities when school districts and county offices of education (COE) transfer special education programs. The bill also requires school districts to remit specified funds to the State when they receive facilities from a COE that received	OPSC	585	<i>An act to amend Section 17071.75 of the Education Code, relating to school facilities.</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
	financial hardship assistance for construction of the facilities within the 10-year period preceding the transfer.			
AB 2951 (Goldberg)	Capital facilities fees Summary: Revises the methodology by which public utilities assess their capital facilities fees for providing utility services to government agency customers, which includes State agencies, public colleges and universities, school districts, and cities and counties.	PS	866	<i>An act to amend Section 54999.1 of, to add Section 54999.7 to, and to add and repeal Section 54999.8 of, the Government Code, relating to local government.</i>
ACR 129 (Baca)	State buildings: Rosa Parks Memorial Building Summary: Requests that the DGS change the name of the State Government Center Building located at 464 West 4 th Street in San Bernardino to the Rosa Parks Memorial Building.	BPM	115	<i>Relative to the Rosa Parks Memorial Building.</i>
SB 420 (Simitian)	Public contracts: procurements: recycled products Summary: Existing law under the California Integrated Waste Management Act sets requirements for the procurement of paving materials that contain recycled content for road construction and repairs, which are conducted by the Department of Transportation. This bill extends those requirements to departments that build and maintain other types of paved surfaces, including parking lots, bike trails, hiking trails, and driveways. It also requires the DGS to contract for these materials containing recycled content when making purchases.	PD	392	<i>An act to amend Section 22154 of the Public Contract Code, and to amend Section 42701 of the Public Resources Code, relating to public contracts.</i>
SB 667 (Migden)	Public contracts: competitive bidding: University of California Summary: Creates a five-year pilot project allowing the University of California (UC) to award construction contracts at its San Francisco campus (UC San Francisco) using a "best value" process. Instead of awarding to the lowest responsive and responsible bidder, the UC would be allowed to consider numerous other factors, including bidders' qualifications, compliance with labor law, safety records, and whether they are disadvantaged business enterprises, women business enterprises, or disabled veteran business enterprises.	PS PM	367	<i>An act to amend Section 10502 of, and to add and repeal Article 1.5 (commencing with Section 10506.4) of Chapter 2.1 of Part 2 of Division 2 of, the Public Contract Code, relating to public contracts.</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
SB 834 (Figueroa)	Department of General Services: information technology Summary: This bill: (1) makes the necessary statutory requirements for the Governor's Reorganization Plan Number 2 (GRP #2) that took effect on July 9, 2005, establishing the Department of Technology Services; and (2) requires the Governor to establish in State government the Office of Chief Information Officer.	TD	533	<i>An act to amend Sections 12804, 13975, 14931, 14931.1, 15252, 15275, 15277, and 19857 of, to add Section 14930 to, and to add Chapter 5.5 (commencing with Section 11531) to Part 1 of Division 3 of Title 2 of, to repeal Sections 15276 and 15279 of, and to repeal Article 2 (commencing with Section 11792) and Article 3 (commencing with Section 11796) of Chapter 7.5 of Division 3 of Title 2 of, the Government Code, relating to information technology.</i>
SB 1132 (Committee on Budget and Fiscal Review)	Transportation Summary: Among other things, requires the Telecommunications Division of the DGS to review funding proposals submitted by a State agency for support of a new or modified radio system for consistency with technical requirements of the Statewide integrated public safety communication strategic plan included in the annual report prepared by the Public Safety Radio Strategic Planning Committee to the Legislature. (Urgency Clause-effective date is July 7, 2006.)	TD	56	<i>An act amend Sections 14556.8 and 63048.65 of, and to add Section 8592.7 to, the Government Code, to amend Sections 7102, 7105, and 7106 of, and to add Section 7104.3 to, the Revenue and Taxation Code, and to repeal and add Section 140.3 of the Streets and Highways Code, relating to transportation, making an appropriation therefor, and declaring the urgency thereof, to take effect</i>

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				<i>immediately.</i>
SB 1278 (Alquist)	Alfred E. Alquist Seismic Safety Commission Summary: The bill: (1) renames the Seismic Safety Commission Act as the Alfred E. Alquist Seismic Safety Commission Act; (2) renames the Commission as the Alfred E. Alquist Seismic Safety Commission (Commission); (3) places the Commission within the State and Consumer Services Agency as an independent unit; and (4) increases its membership; and (5) requires the Legislature, prior to July 1, 2010, to hold public hearings to receive testimony from the Commission concerning its mission, membership, duties, and operations.	DSA	532	<i>An act to amend Sections 8870, 8870.1, 8870.2, 8870.3, 8870.35, 8870.4, 8870.5, 8870.71, 8870.9, 8870.95, and 12804 of, and to repeal Section 8870.25 of, the Government Code, relating to the Seismic Safety Commission.</i>
SB 1324 (Lowenthal)	School buildings: relocatable buildings Summary: Extends until 2015, the sunset on the use of the Federal Department of Housing and the State Department of Housing and Community Development approved portables used as a school building.	OPSC	308	<i>An act to amend Section 17292 of the Education Code, relating to school facilities.</i>
SB 1415 (Scott)	Surplus school property: use of proceeds Summary: Implements additional restrictions on use of site sale proceeds by school districts. The bill extends the time period from five to 10 years (with a possible appeal after five years) during which a school district is not eligible to participate in the School Facility Program or the Deferred Maintenance Program after depositing site sale proceeds into the district's general fund. Further, the bill requires a school district that made a general fund deposit to use the funds for one-time expenditures and specifies that the funds are not to be used for ongoing expenditures including, but not limited to, salaries and other general operating expenses.	OPSC	810	<i>An act to amend Section 17462 of the Education Code, relating to school property.</i>
SB 1436 (Figueroa)	Small business: State agency information Summary: This bill requires: (1) the Department of Technology Services to create a link to State agency websites at the State of California Internet Portal for small businesses to use to obtain information on regulatory and startup requirements; and (2) each State agency that significantly impacts small businesses to designate at least one person who shall serve as a small business liaison and be responsible for specified duties.	PD	234	<i>An act to add Section 11541.5 to, and to add Article 14 (commencing with Section 11148) to Chapter 1 of Part 1 of Division 3 of Title 2 of, the Government Code, relating to small business development.</i>

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SB 1452 (Speier)	State audits Summary: Updates internal auditing standards for State and local agencies and establishes a process enabling the Legislature to be informed when auditor recommendations are being ignored or not implemented by State agencies. Additionally, this bill creates a framework to protect internal auditors from intimidation while providing them with a process to have audit expectations reported to agency counsel under specified conditions.	AUDITS ALL	452	<i>An act to amend Sections 1236 and 1237 of, to add Section 8546.2 to, to add Article 4 (commencing with Section 8548.7) to Chapter 6.5 of Division 1 of Title 2 of, and to add Part 3.5 (commencing with Section 13885) to Division 3 of Title 2 of, the Government Code, and to amend Sections 11752.5 and 11873 of the Insurance Code, relating to state audits.</i>
SB 1488 (Hollingsworth)	Surplus school property: use of proceeds Summary: Extends until January 1, 2010, the authority of the Santee School District and the Capistrano Unified School District to sell surplus real property and related personal property and deposit the net proceeds into the local general fund to use for any one-time general fund purpose (including specified retirement costs).	OPSC	661	<i>An act to amend Section 17463.6 of the Education Code, relating to school property.</i>
SB 1536 (Cox)	State property: City of Folsom Summary: Authorizes the Director of the DGS to sell, lease, or exchange to the City of Folsom at current market value and subject to terms, conditions, reservations, and exceptions determined by the Director, a specific part of the California Department of Corrections, Correctional Facility, Folsom, and a specific part of the facility known as the California Department of Parks and Recreation, Folsom Lake State Park. The net proceeds of the conveyance would be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount. (Urgency Clause-effective date is September 14, 2006.)	PS	255	<i>An act relating to state property, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.</i>
SB 1597 (Denham)	Taxation: Emergency Telephone Users Surcharge Act Summary: Requires the DGS, in each fiscal year, to hold in trust, money in the State Emergency Telephone Number Account, not otherwise appropriated for an authorized purpose, for use in future years on upcoming, planned "911" projects that have been approved for implementation by the DGS.	TD	73	<i>An act to add Section 41136.1 to the Revenue and Taxation Code, relating to taxation.</i>

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SB 1629 (Speier)	Public contracts: the Federal Laboratory Contracting Act Summary: This bill enacts the Federal Laboratory Contracting Act to modify existing contracting procedures and policies to authorize a State agency that contracts with a federally funded research and development center, or a field center, to make contract payments in advance. This bill would also require the Governor to designate the Secretary of the State and Consumer Services Agency as the State representative for purposes of communicating and negotiating with representatives of the United States Department of Energy, the National Aeronautics and Space Administration (NASA), federally funded Department of Energy and NASA research and development centers, and the NASA field center. It would not allow State agencies to audit the records of these federally funded centers, including national laboratories operated by the University of California, but instead authorizes a State agency to rely on the services of any cognizant federal audit agency. (Urgency Clause-effective date is September 14, 2006.)	PD OLS	256	<i>An act to add Chapter 7 (commencing with Section 12500) to Part 2 of Division 2 of the Public Contract Code, relating to state contracts, and declaring the urgency thereof, to take effect immediately.</i>
SB 1814 (Torlakson)	CEQA: schools Summary: The bill includes, as a project for which a master environmental impact report may be prepared, a plan for district projects to be undertaken by a school district that also complies with applicable school facilities requirements.	OPSC	882	<i>An act to amend Section 21157 of the Public Resources Code, relating to environmental quality.</i>
SB 1840 (Committee on Energy, Utilities and Communications)	Public safety: State 911 Advisory Board: passenger stage corporations: charter-party carriers of passengers: certificates to provide service Summary: Among other things, allows any member of the 911 Advisory Committee to designate a person to act as that member in his or her place and stead for all purposes, as though the member were personally present.	TD	694	<i>An act to amend Section 53115.1 of the Government Code, and to amend Sections 1031, 1032, 1032.1, 5353, 5371.4, and 5374 of, and to repeal Section 5375.1 of, the Public Utilities Code, relating to public safety.</i>
SCR 99 (Ortiz)	Honoring the Sisters of Mercy Summary: This bill: (1) authorizes the construction of a memorial honoring the Sisters of Mercy in the Capitol Historic Region; (2) establishes the State Review Committee (Committee) consisting of representatives from the DGS, the State Historic Preservation Office, the Assembly, and the Senate; (3) provides that the actual construction of the memorial may not proceed without the	BPM	122	<i>Relative to honoring the Sisters of Mercy.</i>

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prior approval of the DGS and the Committee; and (4) prohibits the expenditure of State moneys for these purposes.

LEGISLATIVE BILLS VETOED IN 2006

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AB 1337 (Ruskin)	Environment: State buildings: green building standards	PS PM	Vetoed	<i>An act to add Part 5 (commencing with Section 71400) to Division 34 of the Public Resources Code, relating to the environment.</i>
AB 2148 (McCarthy)	School facilities: supplemental funding: project management assistance	OPSC	Vetoed	<i>An act to add Article 8.5 (commencing with Section 17075.50) to Chapter 12.5 of Part 10 of the Education Code, relating to school facilities.</i>
AB 2404 (Klehs)	State government: reports: declarations	OL	Vetoed	<i>An act to add Section 7550.7 to the Government Code, relating to state reports.</i>
AB 2578 (Frommer)	State property: California Hope Endowment and California Hope Public Trust	PS PM	Vetoed	<i>An act to add and repeal Chapter 11.7 (commencing with Section 66970) of Part 40 of the Education Code, to amend Sections 11011 and 54221 of, and to add and repeal Part 11.5</i>

BILL (AUTHOR)	TOPIC	OFFICE	STATUS	CODE SECTIONS AFFECTED
	<p>California Hope Endowment in State government. The Trust, among other things, would have managed and controlled State land and buildings for the accommodation of all State agencies. The bill would have authorized the Trust to acquire and dispose of land and buildings, construct and maintain buildings, conduct studies and surveys with regard to future office and building space needs for the State, as well as construct buildings suitable for commercial use and lease any portion of the property or premises to any public or private entity, enter into joint ventures, approve loans or other financing for projects undertaken by the Trust, and contract with the DGS for the management and maintenance of properties in the possession of the Trust. This Trust would have been administered by a nine-member board consisting of appointees from the Governor, the Secretary of State and Consumer Services Agency, the Speaker of the Assembly, the Senate Rules Committee, the Treasurer, and the Controller.</p>			<p><i>(commencing with Section 15870) of Division 3 of Title 2 of, the Government Code, relating to state property.</i></p>
<p>AB 2927 (Leno)</p>	<p>Public records</p> <p>Summary: This bill would have: (1) required every State agency that has an Internet website to include on its homepage a "Public Record Center" that includes specified information by January 1, 2008; (2) authorized a person to bring an action against a State agency to enforce the duty to post this information and would provide penalties, including monetary awards; (3) authorized a person to request the Attorney General (AG) to review a State or local agency's denial of a public records request and require the AG to issue an opinion within 20 working days of receipt by the AG; (4) required the AG to maintain copies of the opinions issued and make them available on the Internet; and (5) required the Department of Justice to convene an advisory task force to consider specified issues with respect to a statutory standard governing the posting of requests and denials and public documents subject to disclosure under the California Public Records Act and to report its findings to the Legislature by September 30, 2007.</p>	<p>OLS</p>	<p>Vetoed</p>	<p><i>An act to amend Sections 6258 and 6259 of, and to add Sections 6253.3, 6257, and 6259.1 to, the Government Code, relating to public records.</i></p>
<p>SB 276 (Denham)</p>	<p>State property</p> <p>Summary: This bill would have: (1) authorized the Director of the DGS, with the approval of the Military Department and the Public Works Board, to extend the lease period to the Roman Catholic Bishop, Sacramento, from seven to 11 years for the property used as a parking lot located at 1013 58th Street in the City of Sacramento, known as the 58th Street Armory; (2) granted an option to purchase, or exchange, to the Roman Catholic Church, Sacramento, a corporation sole/St. Francis High School, for the property located at 1013 58th Street in the City of Sacramento to be exercised within 90 days from the completion of a replacement</p>	<p>PS</p>	<p>Vetoed</p>	<p><i>An act to amend Section 9 of Chapter 731 of the Statutes of 1998 and Section 10 of Chapter 974 of the Statutes of 2002, relating to state property.</i></p>

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	facility; and (3) authorized the sale, lease, or exchange at fair market value to the City of Soledad, 33.5 acres of the facility known as the California Department of Corrections and Rehabilitation Corrections Training Facility, Soledad, Monterey.			
SB 740 (Romero)	Public agencies Summary: Would have made it unlawful for any State or local officer, including a State or local appointee, employee, or consultant, from utilizing public resources to create a video news release that advocates a position in a rulemaking proceeding.	OSP	Vetoed	<i>An act to add Section 8314.5 to the Government Code, relating to public agencies.</i>
SB 840 (Kuehl)	Single-payer health care coverage Summary: Would have: (1) created the California Health Insurance System (CHIS), a State-run single payer health care system for which all California residents would be eligible; (2) created the California Health Insurance Agency to operate the system; and (3) prohibited others from selling plans or insurance policies that cover the same services as CHIS.	PD	Vetoed	<i>An act to add Division 112 (commencing with Section 140000) to the Health and Safety Code, relating to health care coverage.</i>
SB 1281 (Romero)	Public contracts Summary: Would have prohibited a State agency from contracting for goods or services with a contractor that does not have and adhere to a written policy providing its full-time employees, as defined, at least five days of regular pay for actual jury service. This bill would have exempted businesses with 100 or fewer employees from its provisions.	PD	Vetoed	<i>An act to add Section 10295.7 to the Public Contract Code, relating to contracts.</i>
SB 1290 (Ducheny)	Community colleges: facilities Summary: Would have required community college school buildings constructed, reconstructed, modified, or expanded on or after January 1, 2007, to be built in accordance with the Field Act or according to the California Building Standards Code, as adopted by the California Building Standards Commission.	DSA	Vetoed	<i>An act to add Section 81050.7 to the Education Code, relating to community colleges.</i>
SB 1395 (Ducheny)	Environmental quality: Native American sites Summary: This bill would have amended the California Environmental Quality Act (CEQA) to require that a lead agency notify Native American tribes that have an interest in the project area within 10 days when a lead agency determines a project is subject to specified exemptions to CEQA because of an emergency-related situation or railroad grade separation. In addition, the bill would have	PS	Vetoed	<i>An act to add Section 21099 to the Public Resources Code, relating to environmental quality.</i>

BILL (AUTHOR)	TOPIC	OFFICE	STATUS	CODE SECTIONS AFFECTED
	required the lead agency to identify a single point of contact upon a request by a Native American tribe, to be available to exchange information and comments regarding the project area.			
SB 1677 (Torlakson)	School facilities: joint-use facilities	OPSC	Vetoed	<i>An act to amend Sections 17077.40 and 17077.42 of the Education Code, relating to school facilities.</i>
	Summary: Would have modified the School Facility Program's Joint-Use Program by expanding the types of allowable projects to be built, authorizing the inclusion of the value of land or real property as part of the local contribution in a joint-use project, and authorizing a local partner to contribute less than the current 25 percent under the joint-use agreement depending upon the needs and resources of the various partners.			
SB 1807 (Runner)	Surplus property: California Department of Forestry and Fire Protection fire station	PS	Vetoed	<i>An act to add Section 11011.28 to the Government Code, relating to state property, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.</i>
	Summary: Would have authorized the Director of the DGS to sell, lease, exchange, or transfer the California Department of Forestry and Fire Protection fire station located in the Hesperia service area. It also would have required the net proceeds of any moneys received from the disposition of the property to be paid into the Deficit Recovery Bond Retirement Sinking Fund Subaccount. This bill contained an Urgency Clause.			
SB 1826 (Migden)	Surplus State property	PS	Vetoed	<i>An act relating to surplus property, and making an appropriation therefor.</i>
	Summary: Would have: (1) authorized the Director of the DGS to sell, exchange, or lease approximately 0.39 of an acre of unimproved land located north of Golden Gate Avenue at Gough and Franklin, in the City of San Francisco, for fair market value; (2) required the DGS to report to the chairs of the legislative fiscal committees specified information 30 days prior to completing the transaction, under specified conditions; and (3) exempted the sale from the California Environmental Quality Act.			