



2010 Legislative Session Summary

**Legislative Affairs Office
November 2010**



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FORWARD

This report provides an overview of legislation that affected the Department of General Services (DGS) in 2010.

During the second year of the 2009-10 Legislative Session, the DGS Legislative Affairs Office monitored and reviewed 2,251 measures and provided an assessment on 112 bills. Two DGS sponsored bills, AB 2724 and SB 1167 were signed by the Governor. The following is a summary of the bills with particular significance to the measures that reached the Governor's desk.

The DGS covers a broad range of topics to meet the mission of this active and diverse department. We appreciate everyone's assistance and expertise who contributed to our successful representation of departmental legislative matters before other State agencies, the Legislature, and the Governor.

We look forward to working diligently with the Governor, Legislature, and State agencies in the 2011-12 Legislative Session. It is the DGS' Legislative Affairs Office top priority to work professionally with all parties and stakeholders involved to achieve a positive outcome for California. If you have questions regarding this summary or would like additional information, please contact Letha Burton at (916) 376-5029 or on the Internet at letha.burton@dgs.ca.gov.



**Gary Link, Deputy Director-Legislative Affairs
Department of General Services**

OFFICE ACRONYMS USED IN THE 2010 LEGISLATIVE SUMMARY

DGS	DEPARTMENT OF GENERAL SERVICES
DSA	DIVISION OF THE STATE ARCHITECT
ENERGY	ENERGY ISSUES
IT	INFORMATION TECHNOLOGY
OAH	OFFICE OF ADMINISTRATIVE HEARINGS
OFA	OFFICE OF FLEET ADMINISTRATION
OHR	OFFICE OF HUMAN RESOURCES
OL	OFFICE OF LEGISLATIVE AFFAIRS
OLS	OFFICE OF LEGAL SERVICES
OPSC	OFFICE OF PUBLIC SCHOOL CONSTRUCTION
OSP	OFFICE OF STATE PUBLISHING
PD	PROCUREMENT DIVISION
RESD	REAL ESTATE SERVICES DIVISION

LEGISLATIVE SUMMARY OF BILLS ENACTED IN 2010

**UNLESS OTHERWISE INDICATED, THESE STATUTES
BECOME EFFECTIVE JANUARY 1, 2011**

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AB 177 (Ruskin)	Public contracts: small businesses and disabled veteran business enterprises Summary: Existing law provides for various programs to encourage the participation of small businesses and disabled veteran business enterprises, as certified by the Department of General Services, in State agency contracts. Existing law revokes, for a specified period, the small business or microbusiness certification of a business that obtained the classification as a small business or microbusiness by reason of having furnished incorrect supporting information or withholding relevant information, and suspends that business from transacting with the State, as specified. Existing law extends the period of revocation and suspension for additional or subsequent violations and requires the business to pay specified costs to the State related to the contract. This bill increases the period of certification revocation and suspension for these violations, revokes the disabled veteran business enterprise certification of the business if the business has both certifications, revises the types of costs payable to the State, and additionally prohibits a business or person from contracting with the State until the amounts are paid. This bill contains other related provisions and other existing laws.	PD	342	<i>An act to amend Sections 14842 and 14842.5 of the Government Code, and to amend Section 999.9 of the Military and Veterans Code, relating to public contracts.</i>
AB 211 (Mendoza)	School facilities: classroom security locks Summary: Existing law, the Leroy F. Greene School Facilities Act of 1998 (the Greene Act), requires the State Allocation Board to allocate to applicant school districts prescribed per-unhoused-pupil State funding for construction and modernization of school facilities, including hardship funding and supplemental funding for site development and acquisition. This bill, on and after July 1, 2011, requires all new construction projects submitted to the Division of the State Architect pursuant to the Greene Act to include locks that allow doors to classrooms and rooms with an occupancy of five or more persons to be locked from the inside, except as specified.	DSA	430	<i>An act to add Article 8.5 (commencing with Section 17075.50) to Chapter 12.5 of Part 10 of Division 1 of Title 1 of the Education Code, relating to school facilities.</i>
AB 635 (Committee on Accountability and Administrative Review)	Public contracts: roof projects Summary: Existing law prohibits a State agency, political subdivision, municipal corporation, or district from drafting specifications for bids, in connection with the construction, alteration, or repair of public works, calling for a designated material, product, thing, or service by specific brand or trade name unless the specification is followed by the words "or equal" so that bidders may furnish any equal material, product, thing, or service. This bill provides that, for a project for the repair or replacement of a roof of a public school or community college, a material, product, thing, or service shall be	RESD	438	<i>An act to add Article 1 (commencing with Section 3000) to Chapter 3 of Part 1 of Division 2 of the Public Contract Code, relating to public contracts, and declaring the urgency thereof, to take effect</i>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
	considered equal if it meets specified requirements. The bill requires an architect, engineer, roofing consultant, and other specified persons or entities to complete and sign a certification related to financial relationships in connection with such a roof project and provide the certification to the school district or community college district. The bill makes related changes. This bill contains other related provisions. (Urgency clause—effective September 29, 2010)			<i>immediately.</i>
AB 759 (Ma)	Public contracts with expatriate corporations	PD	349	<i>An act to amend Section 10286.1 of the Public Contract Code, relating to public contracts.</i>
	Summary: Existing law regarding contracting between State agencies and private contractors sets forth requirements for the procurement of materials, supplies, equipment, and services by State agencies. Existing law sets out the various responsibilities of the Department of General Services, and other State agencies, in overseeing and implementing State contracting procedures and policies. This bill revises the definition of an expatriate corporation, and excludes as an expatriate corporation a foreign incorporated entity that is publicly traded in the United States that meets specified conditions, including, among others, that the foreign incorporated entity is created and organized under the laws of a foreign country with which the United States has a comprehensive income tax treaty and is considered a resident of that foreign country for purposes of that treaty or any successor treaty, and any successor corporation meeting specified requirements, as provided. This bill contains other existing laws.			
AB 815 (Caballero)	State property	RESD	350	<i>An act to amend Section 4 of Chapter 258 of the Statutes of 2003, relating to State property.</i>
	Summary: Existing law authorizes the Director of General Services, with the approval of the Adjutant General, to convey specific property within the City of Salinas, for no less than 50n percent of fair market value, to the city for development of a police station, under certain conditions. This bill instead authorizes the conveyance for a local government-owned facility under the same conditions.			
AB 1585 (Committee on Accountability and Administrative Review)	State government: reporting requirements: required repealer	OL	7	<i>An act to amend Sections 9795 and 10242.5 of, and to add Section 10231.5 to, the Government Code, relating to state agency reports, and declaring the urgency thereof, to take effect immediately.</i>
	Summary: Existing law requires or requests various State and local agencies to submit reports on specified topics to the Legislature, the Governor, or both. Existing law requires a report that is to be made to the Members of either house of the Legislature to instead be submitted to the Legislative Counsel, the Secretary of the Senate, and the Chief Clerk of the Assembly. Each of these reports is required to include a summary of its contents, which the Legislative Counsel is required to provide to each Member of the appropriate house of the Legislature. Existing law also requires the Legislative Counsel to prepare and publish a list of all the reports that state and local agencies are required to submit, and, upon request, to provide aid and assistance to any Member of the Legislature with			

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respect to a bill, resolution, or measure, including drafting a bill into its proper form. This bill requires that the report submitted by a state or local agency to the Members of either house of the Legislature generally, be submitted as a printed copy to both the Legislative Counsel and the Secretary of the Senate, and as an electronic copy to the Chief Clerk of the Assembly. The bill further requires that the summary of a report made by a State agency to either house of the Legislature be submitted to the Members of the appropriate house by that agency, instead of by the Legislative Counsel. The bill also specifically requires the Legislative Counsel to maintain the list of State and local agencies' reports in a specified manner, including maintaining the list in an electronic format and deleting specified reports from the list. This bill contains other related provisions. (Urgency clause—effective February 26, 2010)

**AB 1620
(Committee on
Budget)**

Public works projects

RESD

726

Summary: Existing law prohibits any State agency from expending funds appropriated for capital outlay projects, and prohibits the expenditure of funds appropriated for design-build projects, until the Department of Finance and the State Public Works Board have approved preliminary plans for the project. Existing law authorizes the board to augment a major capital outlay or design-build project in an amount of up to 20 percent of the total appropriation for that project. Prior to board action on any capital outlay or design-build appropriation, the department is required to certify that the requested action is in accordance with the legislatively approved scope and cost. Existing law also requires, in specified circumstances, the board to defer action with respect to the approval of preliminary plans for a capital outlay project and the approval of concept drawings and performance criteria for a design-build project. Existing law authorizes the Director of General Services to enter into only seven design-build contracts pursuant to these provisions, as specified, and effective July 1, 2009, provides that specified provisions remain operative for these seven design-build projects. This bill makes clarifying changes to the prohibition on the expenditure of capital outlay or design-build funds prior to approval by the Department of Finance and the State Public Works Board. The bill provides that for specified projects, the department has full authority to determine which fund sources will bear all or part of a board augmentation. The bill deletes the department's certification requirement and, instead, authorizes the department to change the administratively or legislatively approved scope for major capital outlay or design-build projects and to report the changes and associated cost implications, as prescribed. The bill also deletes the board's requirement to defer action, in certain circumstances, with respect to the approval of preliminary plans for a capital outlay project or the approval of concept drawings and performance criteria for a design-build project and, instead, requires the department to report to specified individuals 20 days prior to the proposed board approval. The bill makes further technical changes. This bill contains other related provisions and other existing laws. (Urgency clause—October 19, 2010)

An act to amend Sections 13332.11, 13332.19, 15802, 15809, 15814.11, 15817, 15817.1, 15849.2, and 70374 of, to add Section 15770.2 to, to repeal Sections 15807 and 15815 of, and to repeal and add Sections 15849.6 and 16352 of, the Government Code, relating to public works projects, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

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AB 1628 (Committee on Budget)	<p>Corrections</p> <p>Summary: The Public Safety and Offender Rehabilitation Services Act of 2007, among other things, authorizes the Department of Corrections and Rehabilitation, a participating county, as defined, and the State Public Works Board (SPWB) to enter into a construction agreement in order to acquire, design, and construct a local jail facility approved by the Corrections Standards Authority, as specified. The act further authorizes the SPWB to issue up to \$750,000,000 in revenue bonds, notes, or bond anticipation notes to finance the acquisition, design, or construction of approved local jail facilities and appropriates funds for that purpose. Existing law requires the Corrections Standards Authority to adhere to its duly adopted regulations for the approval or disapproval of local jail facilities or local youthful offender rehabilitative facilities, as specified, and prohibits the encumbrance of State moneys in contracts let by a participating county until final architectural plans and specifications have been approved by the Corrections Standards Authority, and subsequent construction bids have been received. This bill, instead, prohibits the encumbrance of State moneys in contracts let by a participating county pursuant to those provisions until either (1) final architectural plans and specifications have been approved by the Corrections Standards Authority and subsequent construction bids have been received or (2) specified documents prepared by the participating county have been approved by the Corrections Standards Authority and a design-build contract has been awarded, as prescribed. This bill contains other related provisions and other existing laws. (Urgency clause—October 19, 2010)</p>	PD	729	<p><i>An act to amend Sections 15820.906 and 15820.916 of the Government Code, to amend Sections 5068.5 and 7050 of, and to add Sections 2064, 5023.2, 5024.2, and 5072 to, the Penal Code, and to amend Sections 607, 731.1, 1973, and 1975 of, to amend, repeal, and add Sections 1719, 1766, and 1767.35 of, to add Sections 607.1 and 14053.7 to, to add Chapter 1.6 (commencing with Section 1980) to Division 2.5 of, and to add and repeal Sections 1719.5, 1766.01, and 1767.36 of, the Welfare and Institutions Code, relating to corrections, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.</i></p>
AB 1650 (Feuer)	<p>Public contracts: State and local contract eligibility: energy sector investment activities in Iran</p> <p>Summary: Existing law sets forth the requirements for the solicitation and evaluation of bids and the awarding of contracts by public entities. This bill would, by June 1, 2011, require the Department of General Services to, using credible information available to the public, develop, or contract to develop, a list of persons it determines provide goods or services of \$20,000,000 or more in the energy sector of Iran. This bill would before a person is included on the list, require the Department of General Services to provide 90 days' written notice of its intent to include the person on the list and to inform the person that inclusion on the list would make the person ineligible to bid on, submit a proposal for, or enter into or renew, a contract for goods and services of \$1,000,000 or more with a public entity, and requires the department to provide the person with an opportunity to comment in writing that it is not engaged in investment activities in Iran. This bill contains other related provisions and other existing laws.</p>	OLS	573	<p><i>An act to add Chapter 2.7 (commencing with Section 2200) to Part 1 of Division 2 of the Public Contract Code, relating to public contracts.</i></p>

BILL (AUTHOR)	TOPIC	OFFICE	CHAPTER	CODE SECTIONS AFFECTED
AB 1918 (Davis)	Public utilities: procurement: minority, women, disabled veteran owned business enterprises Summary: Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including electrical, gas, water, and telephone corporations. Existing law authorizes the commission to establish rules for all public utilities, subject to control by the Legislature. This bill extends the minority, women, and disabled veteran owned business enterprises procurement requirements to wireless telecommunications service providers with gross annual revenues of more than \$25,000,000 and encourages each electrical, gas, water, wireless telecommunications service provider, and telephone corporation that is not required to submit a plan to voluntarily adopt a plan for increasing women, minority, and disabled veteran business enterprise procurement in all categories. This bill contains other related provisions and other existing laws.		PD 456	<i>An act to amend Sections 8281, 8283, 8284, and 8285 of the Public Utilities Code, relating to public utilities.</i>
AB 2031 (Evans)	Public contracts: State acquisition of new vehicles Summary: Existing law imposes various requirements and prohibitions on State agency contracts for goods. Among these requirements is a requirement that the contractor certify that it has not provided goods under the contract that were produced under specified prohibited labor conditions, and that the contractor has complied with specified provisions of law. This bill prohibits the Department of General Services from approving a vehicle acquisition request, vehicle purchase order, or new contract for the purchase of new vehicles that would result in the expenditure of funds unless the secretary or director of an agency or a department, respectively, that has requested the acquisition of the new vehicles makes a certification, as specified, verifying that the purchase is vital and mission critical for the agency or department.	OFA	247	<i>An act to add Section 10295.2 to the Public Contract Code, relating to public contracts.</i>
AB 2036 (Berryhill, Bill)	Public contracts: contract document distribution Summary: Existing law, the State Contract Act and the Local Agency Public Construction Act, sets forth the procedures pursuant to which State and local agencies may solicit and evaluate bids or proposals for, and award, contracts for the construction of public works. The State Contract Act requires a department, as defined, to comply with its provisions. This bill requires a State department and a local agency, upon request from a contractor plan service, to provide an electronic copy of a project's contract documents to the contractor plan room at no charge. This bill contains other related provisions and other existing laws.	RESD	371	<i>An act to add Sections 10111.2 and 20103.7 to the Public Contract Code, relating to public contracts.</i>
AB 2048 (Torlakson)	School facilities Summary: Existing law prohibits a city or county from issuing a building permit for any construction	OPSC	541	<i>An act to amend Sections 17620 and 17621 of the Education Code, and to</i>

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	absent certification from the appropriate school district that any fee, charge, dedication, or other requirement levied by the governing board of that school district has been complied with, as specified. This bill would additionally prohibit the Office of Statewide Health Planning and Development from issuing a building permit for any construction absent certification from the appropriate school district that any fee, charge, dedication, or other requirement levied by the governing board of that school district has been complied with, as specified. This bill contains other related provisions and other existing laws.			<i>amend Section 65995 of the Government Code, relating to school facilities.</i>
AB 2130 (Huber)	Professions and vocations: sunset review Summary: Existing law establishes the Joint Committee on Boards, Commissions, and Consumer Protection and, until January 1, 2012, requires the committee to hold public hearings at specified times and to evaluate whether a board or regulatory program has demonstrated a need for its continued existence. Existing law states the intent of the Legislature that all existing and proposed State boards be subject to review every four years to evaluate and determine whether each has demonstrated a public need for its continued existence, as specified. This bill abolishes the Joint Committee on Boards, Commissions, and Consumer Protection and makes other conforming changes. This bill contains other related provisions.	RESD	670	<i>An act to amend Section 22 of, to repeal Section 101.1 of, and to repeal Division 1.2 (commencing with Section 473) of, the Business and Professions Code, to amend and repeal Section 4351 of the Food and Agricultural Code, to amend Sections 9148.51 and 9148.52 of, and to amend and repeal Sections 8164.1, 8164.2, and 8164.3 of, the Government Code, to amend and repeal Sections 1777, 1777.2, and 1777.4 of the Health and Safety Code, and to amend and repeal Sections 5073.5, 5073.7, and 5074 of the Public Resources Code, relating to professions and vocations.</i>
AB 2181 (Hagman)	State Contract Act: contracting by state agencies Summary: The State Contract Act requires projects that are not under the jurisdiction of specified departments to be under the charge and control of the Department of Transportation. This bill instead has those projects under the charge and control of the Department of General Services. This bill contains other related provisions and other existing laws.	RESD	252	<i>An act to amend Sections 10106, 10107, and 10108 of the Public Contract Code, relating to public contracts.</i>
AB 2184 (Arambula)	Public contracts: local agency: alternative bidding procedures: notice Summary: The Uniform Public Construction Cost Accounting Act provides for alternative bidding procedures for public projects let by contract by a public agency when the public agency has voluntarily elected to become subject to the accounting procedures set forth in that law. That law sets forth publishing requirements for notices inviting formal bids to let contracts, including a requirement to	RESD	62	<i>An act to amend Section 22037 of the Public Contract Code, relating to public contracts.</i>

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	mail the notice to all construction trade journals at least 30 calendar days before the date of opening the bids. This bill also requires the notice to be sent electronically, if available, by either facsimile or electronic mail to all construction trade journals, and would require notice to be sent at least 15 calendar days before the date of opening the bids.			
AB 2249 (Ruskin)	State government: small business or disabled veteran business enterprise certification Summary: Existing law, the Small Business Procurement and Contract Act, encourages the participation of a small business enterprise, including, but not limited to, a microbusiness, or a disabled veteran business enterprise that is certified by the Department of General Services, in State contracts. Existing law requires those business enterprises to submit certain information under penalty of perjury. This bill would, during the process of certifying and determining the eligibility of a small business or a disabled veteran business enterprise, require an applicant or certified firm to submit to the department a written declaration, under penalty of perjury, that all information submitted, including the additional information for disabled veteran business enterprises, is true and correct, and authorizes the department to require, in certain cases, the owner of the enterprise or small business, the applicant, or the certified firm to complete and submit to the department a specified federal tax form requesting a transcript of a tax return. By expanding the definition of the existing crime of perjury, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.	PD	383	<i>An act to add Section 14840 to the Government Code, and to amend Section 999 of the Military and Veterans Code, relating to state government.</i>
AB 2279 (Evans)	Surplus state property: County of Napa Summary: Existing law authorizes the Director of General Services to dispose of State surplus property, subject to specified conditions, including authorization by the Legislature. This bill authorizes the director to sell or exchange, at fair market value based upon an appraisal approved by the Department of General Services, all or part of a specified parcel of State property only to the County of Napa upon those terms, conditions, reservations, and exceptions the director determines are in the best interest of the State, by January 1, 2015. The bill requires any agreement for the sale or exchange of the property to include a provision that requires the County of Napa to retain title to the property for use as a park or wilderness preserve, or in the event of a future sale of that property by the county, require the county, by recorded easement, to limit future uses of the property to a park or wilderness preserve. The bill requires that any agreement for the sale or exchange of the property preserve Napa State Hospital's ownership and use of a specified area known as Camp Coombs. The bill also requires reimbursement of the Department of General Services for any cost or expense incurred in the disposition of the property from the proceeds of the disposition of the property. The bill	RESD	595	<i>An act to add Section 11011.24 to the Government Code, relating to State property, and making an appropriation therefor.</i>

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AB 2314 (Block)	<p>requires 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, a continuously appropriated fund, thereby resulting in an appropriation. The bill permits the County of Napa to enter an agreement with a nonprofit land trust or nonprofit conservation entity for the purpose of sharing the cost associated with the sale or exchange authorized by this bill, provided all its other requirements are met. This bill contains other related provisions.</p> <p>Property tax exemption: disabled veterans: procedure</p> <p>Summary: Existing law establishes a property tax exemption for disabled veterans. Existing law provides that for property for which the disabled veterans' exemption would have been available but for the taxpayer's failure to receive a timely disability rating from the United States Department of Veterans Affairs (USDVA), there shall be canceled or refunded any taxes, including any interest and penalties thereon, levied on that portion of the assessed value of the property that would have been exempt under a timely and appropriate claim, provided that the claimant meets specified conditions. These conditions are that (1) the claimant had an application pending with the USDVA and subsequently received a rating that qualifies the claimant for the disabled veterans' exemption, and (2) the claimant subsequently files an appropriate claim for the exemption the later of 30 days of receipt of the disability rating from the USDVA or on or before the next following lien date. This bill makes these provisions applicable to property for which the disabled veterans' exemption would have been available but the taxpayer had not yet received a disability rating from the USDVA that qualifies the claimant for the exemption. The bill deletes the first condition described above requiring the claimant to have had an application pending with the USDVA and subsequently have received a qualifying rating. The bill also changes the timeframe for which a claimant may file an appropriate claim for the exemption to 90 days of receipt of the disability rating or on or before the next following lien date.</p>	PD	150	<i>An act to amend Section 276.1 of the Revenue and Taxation Code, relating to taxation.</i>
AB 2408 (Smyth)	<p>State government information technology</p> <p>Summary: Existing law, the Governor's Reorganization Plan No. 1 of 2009 (GRP No. 1), transferred all the duties, functions, employees, property, and related funding of the Division of Telecommunications in the Department of General Services to the office of the State Chief Information Officer. The plan also renamed and transferred the Department of Technology Services in the State and Consumer Services Agency to the Office of the Department of Technology Services within the office of the State Chief Information Officer, renamed the Department of Technology Services Revolving Fund the Technology Services Revolving Fund, and made conforming changes. The plan eliminated the Office of Information Security and Privacy Protection, and instead created the Office of Information Security within the office of the State Chief Information Officer, and the Office of Privacy</p>	IT	404	<i>An act to amend Sections 8592.1, 8592.5, 8592.7, 11532, 11534, 11535, 11537, 11539, 11540, 11541, 11541.5, 11542, 11543, 11544, 11545, 11546, 11546.5, 11548.5, 11549, 11549.1, 11549.3, 11549.5, 12804, 14995, 15251, 15253, 15254, 15275, 15277, 53108.5, 53113, 53114, 53114.1, 53114.2, 53115, 53115.1, 53115.2, 53115.3, 53116, 53119, 53120, 53126.5, and 53127 of, to amend the headings of Article 2 (commencing with Section 11534) and Article 3 (commencing with</i>

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	<p>Protection within the State and Consumer Services Agency, with a division of the duties, personnel, property, and funding of the Office of Information Security and Privacy Protection between the two offices. The plan also transferred duties relating to the State's procurement of information technology from the Department of Finance, the Department of General Services, and the Department of Information Technology to the office of the State Chief Information Officer. This bill makes the statutory codification changes made necessary by the plan. This bill contains other related provisions and other existing laws.</p>			<p><i>Section 11544) of Chapter 5.5 of Part 1 of Division 3 of Title 2 of, to amend the heading of Chapter 5.7 (commencing with Section 11549) of Part 1 of Division 3 of Title 2 of, to amend and renumber Section 11549.6 of, to add Sections 11546.1, 11546.2, 11546.3, 11549.7, and 11549.8 to, to add the headings of Article 1 (commencing with Section 11549) and Article 2 (commencing with Section 11549.5) to Chapter 5.7 of Part 1 of Division 3 of Title 2 of, to repeal Section 11549.2 of, and to repeal Chapter 9 (commencing with Section 14930) of Part 5.5 of Division 3 of Title 2 of, the Government Code, to amend Sections 12100.7, 12101, 12103, 12104, 12105, 12120, and 12121 of the Public Contract Code, to amend Sections 2872.5, 2892, and 2892.1 of the Public Utilities Code, to amend Sections 41030, 41031, 41032, 41136.1, 41137, 41137.1, 41138, 41139, 41140, 41141, and 41142 of the Revenue and Taxation Code, and to amend Section 16501.7 of the Welfare and Institutions Code, relating to State government information technology.</i></p>
<p>AB 2724 (Blumenfield)</p>	<p>Renewable energy resources (DGS sponsored bill) Summary: Under existing law, the Public Utilities Commission (CPUC) has regulatory authority over public utilities, including electrical corporations, as defined. The Local Government Renewable Energy Self-Generation Program authorizes a local government, as defined, to receive a bill credit, as defined, to be applied to a designated benefiting account for electricity exported to the electrical grid by an eligible renewable generating facility, as defined, and requires the commission to adopt a rate tariff for the benefiting account. This bill renames the program the Governmental Renewable Energy Self-Generation Program. The bill authorizes a State agency, as defined, to receive a bill credit to be applied to a designated benefiting account for electricity exported to the electrical grid by an eligible State renewable generating facility, as defined . The bill, in the case of an eligible State renewable generating facility interconnected with the facilities of an electrical corporation, requires the CPUC to</p>	<p>RESD</p>	<p>474</p>	<p><i>An act to add Section 399.22 to, and to add and repeal Section 2853 of, the Public Utilities Code, relating to energy.</i></p>

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	adopt a rate tariff for the benefiting account. This bill contains other related provisions and other existing laws.			
AB 2738 (Niello)	<p>Regulations: agency statement of reasons</p> <p>Summary: Existing law, the Administrative Procedure Act, governs the procedure for the adoption, amendment, or repeal of regulations by State agencies and for the review of those regulatory actions by the Office of Administrative Law. This bill, from January 1, 2012, until January 1, 2014, recasts these provisions and requires that the initial statement of reasons also include a description of any performance standard that was considered as an alternative to the proposed adoption, amendment, or repeal of the regulation. This bill contains other related provisions and other existing laws. (Urgency clause—September 25, 2010)</p>	OLS	398	<i>An act to amend, add, and repeal Section 11346.2 of the Government Code, relating to regulations, and declaring the urgency thereof, to take effect immediately.</i>
AB 2758 (Bradford)	<p>Public Utilities Commission: regulated corporations: procurement</p> <p>Summary: Under existing law, the Public Utilities Commission has regulatory authority over public utilities, including electrical, gas, water, and telephone corporations. Existing law directs the commission to require every electrical, gas, water, and telephone corporation with annual gross revenues exceeding \$25,000,000, and their regulated subsidiaries and affiliates, to implement a program developed by the commission to encourage, recruit, and utilize minority, women, and disabled veteran owned business enterprises, as defined, in the procurement of contracts from those corporations or from their regulated subsidiaries and affiliates, and to require the reporting of certain information. The commission, by rulemaking, adopted General Order 156, applicable to certain electrical, gas, and telephone corporations, to effectuate these requirements. The commission is required to report to the Legislature on the implementation of these requirements. This bill requires the commission to include in this report information about which procurements are made with women, minority, and disabled veteran business enterprises with at least a majority of the enterprise's workforce in California, to the extent that information is readily accessible. This bill contains other related provisions and other existing laws.</p>	PD	475	<i>An act to amend Sections 8281, 8283, 8284, and 8286 of, and to amend the heading of Article 5 (commencing with Section 8281) of Chapter 7 of Division 4 of, the Public Utilities Code, relating to public utilities.</i>
SB 518 (Lowenthal)	<p>Building standards: graywater</p> <p>Summary: The California Building Standards Law provides for the adoption of building standards by State agencies by requiring all State agencies that adopt or propose adoption of any building standard to submit the building standard to the California Building Standards Commission for approval and adoption. This bill requires the commission, as a part of the next triennial edition of the California Building Standards Code adopted after January 1, 2011, to adopt building standards for the</p>	RESD	622	<i>An act to add Section 18941.8 to the Health and Safety Code, and to amend Section 14877.1 of the Water Code, relating to building standards.</i>

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	<p>construction, installation, and alteration of graywater systems for indoor and outdoor uses in nonresidential occupancies, in accordance with prescribed requirements. The bill terminates the authority of the Department of Water Resources to adopt standards for graywater systems in nonresidential occupancies upon adoption of the standards by the commission. This bill contains other existing laws.</p>			
SB 694 (Correa)	<p>Public contracts: public works: competitive bidding: procedures</p> <p>Summary: Existing law allows a public agency to elect to be subject to the Uniform Public Construction Cost Accounting Act, which authorizes bidding procedures for public projects, as specified. The act establishes the California Uniform Construction Cost Accounting Commission, which is charged with specified duties, including recommending for adoption by the Controller uniform construction cost accounting procedures for implementation by public agencies in the performance of, or in contracting for, construction on public projects. Under the act, each commission member serves without compensation, but is required to be reimbursed for travel and other expenses incurred, and the commission is authorized to accept grants from federal, State, or local public agencies, or private foundations or individuals, to assist it in carrying out its duties. This bill extends the time to eight business days to request a commission review, to 45 days for a commission review of a public agency project that is to be performed after rejection of all bids, and to 90 days for a commission review of work for which evidence was provided that the work has exceeded the force account limits or has been improperly classified as maintenance. This bill contains other existing laws.</p>	RESD	310	<i>An act to amend Section 22043 of the Public Contract Code, relating to public contracts.</i>
SB 856 (Committee on Budget and Fiscal Review)	<p>State government</p> <p>Summary: Existing law provides for the regulation of various professions and vocations by regulatory boards within the Department of Consumer Affairs. Existing law creates in the department a Division of Investigation and authorizes the Director of Consumer Affairs to employ investigators, inspectors, and deputies as are necessary to investigate and prosecute all violations of any law, the enforcement of which is charged to the department or to any board in the department. Inspectors used by the boards are not required to be employees of the Division of Investigation, but may be employees of, or under contract to, the boards. Investigators of the Division of Investigation and of the Medical Board of California and the Dental Board of California have the authority of peace officers and are in the division and appointed by the director. This bill would authorize specified healing arts boards to employ individuals to serve as experts and would authorize those boards and the Division of Investigation to employ individuals who are not peace officers to provide investigative services. The bill also provides that investigators of the Medical Board of California and the Dental Board of California who have the authority of peace officers are not required to be in the division. This bill contains other</p>	IT	719	<i>An act to amend Sections 159.5, 160, 23399, and 23954.5 of, and to add Sections 154.2 and 210 to, the Business and Professions Code, to amend Section 337.5 of, and to add Section 348.5 to, the Code of Civil Procedure, to amend Section 94949 of, and to add and repeal Section 94874.3 of, the Education Code, to amend Sections 927, 927.2, 927.3, 927.5, 927.6, 927.7, 927.9, 7076, 7097.1, 7114.2, 7591, 7592, 11544, 16429.1, 17556, and 17557 of, to add Sections 927.13, 7072.3, 11546.4, 17570, and 17570.1 to, to repeal Sections 926.16 and 926.19 of, and to repeal Chapter 2 (commencing with Section 13996) of Part 4.7 of Division 3 of Title 2 of, the Government Code, to amend</i>

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	related provisions and other existing laws. (Urgency clause—October 19, 2010)			<i>Section 50199.9 of the Health and Safety Code, to amend Sections 62.9, 1771.3, 1771.5, 1771.7, 1771.75, 1771.8, and 1777.5 of the Labor Code, to add Section 11105.8 to the Penal Code, to amend Section 5164 of the Public Resources Code, to amend Sections 11006 and 19558 of the Revenue and Taxation Code, to amend Sections 1088, 1112.5, 1113.1, 1275, 13021, and 13050 of, and to add Article 9 (commencing with Section 1900) to Chapter 7 of Part 1 of Division 1 of, the Unemployment Insurance Code, to amend Section 1673.2 of the Vehicle Code, and to amend and supplement the Budget Act of 2009 (Chapter 1 of the 2009-10 Third Extraordinary Session) by amending Item 0820-001-3086 of Section 2.00 of that act, relating to State government, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.</i>
SB 870 (Ducheny)	2010-11 Budget	OL	712	<i>An act making appropriations for the support of the government of the State of California and for several public purposes in accordance with the provisions of Section 12 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.</i>
	Summary: This bill makes appropriations for support of State government for the 2010-11 Fiscal Year. This bill contains other related provisions. (Urgency clause—October 8, 2010)			

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SB 877 (Harman)	Arbitration: legal representation Summary: Existing law, until January 1, 2011, permits persons admitted to the bar of any other state to represent a party in an arbitration proceeding in this State, or to render legal services in this State in connection with an arbitration proceeding in another state. Existing law requires out-of-state attorneys to serve upon the arbitrator, the parties, the State Bar of California, and counsel, a certificate containing specified information within a reasonable period of time after the attorney expresses his or her intent to appear in an arbitration. This bill extends the repeal date of these provisions until January 1, 2013.	OAH	277	<i>An act to amend Section 1282.4 of the Code of Civil Procedure, relating to arbitration.</i>
SB 879 (Cox)	Counties: cities: construction projects: alternative bidding procedures: design-build Summary: Existing law authorizes counties to use alternative procedures, known as design-build, for bidding on construction projects in the county in excess of \$2,500,000, in accordance with specified procedures. These procedures include a requirement for contracts awarded, as specified, that a county board of supervisors pay a fee into the State Public Works Enforcement Fund, which funds are continuously appropriated for the Department of Industrial Relations' enforcement of prevailing wage requirements on public works projects. Each county that elects to use the design-build method on a public works project is required to submit a report to the Legislative Analyst's Office before December 1, 2009, containing a description of each public works project procured through the design-build process and completed after November 1, 2004, and before November 1, 2009. Existing law also requires the Legislative Analyst, on or before January 1, 2010, to report to the Legislature on the use of the design-build method by counties. This bill makes various changes in the procedures required for the use of design-build by those counties, as specified. The bill also revises and expands those reporting provisions to require each county electing to use the design-build method on a public works project to submit to the Legislative Analyst's Office before September 1, 2013, a report containing a description, as specified, of each public works project procured through the design-build process and completed after November 1, 2009, and before August 1, 2013. This bill requires the Legislative Analyst, on or before January 1, 2014, to submit a report to the Legislature, as specified. This bill contains other related provisions and other existing laws.	RESD	629	<i>An act to amend Sections 20133 and 20175.2 of the Public Contract Code, relating to public contracts, and making an appropriation therefor.</i>
SB 1079 (Walters)	Office of State Printing: paid advertisements: authorization Summary: Existing law authorizes the Office of State Printing, also known as the Office of State Publishing, to accept paid advertisements in materials printed or published by the State, except for paid political advertising. This bill specifically authorizes the office to allow paid advertisements, except	OSP	513	<i>An act to amend Section 14851 of the Government Code, relating to advertising.</i>

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SB 1085 (Runner)	<p data-bbox="359 228 1560 407">for paid political advertising, in materials printed or published by a State agency or vendor. The bill also provides that funds derived from the paid advertisements be available to the agency, upon appropriation by the Legislature, to fund agency operations. The bill prohibits the office from accepting or authorizing any paid advertisements in materials printed or published for the Secretary of State. The bill requires the office to receive written consent, as specified, in order to apply these provisions to an executive branch agency administered by a constitutional officer other than the Governor.</p> <p data-bbox="359 472 1140 496">50th District Agricultural Association: joint powers agreement</p> <p data-bbox="359 513 1549 870">Summary: Existing law divides the State into agricultural districts within the boundaries of which agricultural associations may be formed. Existing law provides that District 50 is all that portion of Los Angeles County which lies north of the south line of Township 5 North, San Bernardino base. This bill authorizes the 50th District Agricultural Association, with the consent of the Secretary of Food and Agriculture, to enter into a joint powers agreement for the purpose of creating a joint powers agency to operate, maintain, and improve the facilities and functions of the 50th District Agricultural Association. The bill specifies the powers of the joint powers agency, and authorizes it to accept the donation of, acquire, own, sell, or lease real property and to pledge its property or revenue for the sale of bonds to construct, equip, and furnish related facilities. The bill permits employees of the 50th District Agricultural Association to make an election concerning employment with the joint powers agency, as provided. This bill provides that the State is not liable for any debt of the joint powers agency. This bill contains other related provisions and other existing laws.</p>	RESD	320	<i>An act to amend Section 19418 of the Business and Professions Code, and to add Article 3.8 (commencing with Section 4171) to Chapter 6 of Part 3 of Division 3 of the Food and Agricultural Code, relating to district agricultural associations.</i>
SB 1122 (Wright)	<p data-bbox="359 935 1192 992">Public contracts: University of California: competitive bidding and employment</p> <p data-bbox="359 1008 1549 1276">Summary: Existing law requires the Regents of the University of California, except as provided, to let all contracts involving an expenditure of more than \$50,000 annually for goods and materials be sold to the University of California to the lowest responsible bidder meeting specifications, or to reject all bids. Existing law also requires contracts for services to be performed, other than personal or professional services, involving an expenditure of \$50,000 or more annually to be made or entered into with the lowest responsible bidder meeting specifications, or else to reject all bids. This bill increases the amount for which the above contracts must meet lowest responsible bidder specifications to contracts involving an expenditure of more than \$100,000 annually. This bill contains other related provisions and other existing laws.</p>	PD	638	<i>An act to amend Sections 10507.7 and 10516 of the Public Contract Code, relating to public contracts.</i>

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SB 1167 (Cogdill)	State real property (DGS sponsored bill) Summary: Existing law authorizes the Director of General Services to acquire and dispose of State real property under specified conditions. This DGS sponsored bill authorizes the department to dispose of two specified parcels of real property pursuant to certain provisions.	RESD	324	<i>An act relating to State real property.</i>
SB 1350 (Kehoe)	Public Lands: records and uses Summary: Existing law requires the Department of General Services to maintain a complete and accurate statewide inventory of all real property held by the State and to categorize that inventory by agency and geographical location. Existing law defines "agency" for that purpose as any State agency, department, division, bureau, board, commission, district agricultural association, and the California State University, and excludes from that definition the Legislature, the University of California, and the Department of Transportation. This bill additionally excludes from that definition of "agency" the State Lands Commission, and requires the commission, by July 1, 2011, to furnish to the Department of General Services a record of each parcel of real property, excluding public trust lands, that the commission possesses that is not already being tracked by the statewide property inventory database. The bill requires the commission to update its record of these real property holdings, reflecting any changes occurring by December 31 of the previous year, by July 1 of each year. This bill contains other related provisions.	RESD	330	<i>An act to amend Section 11011.13 of, and to add Section 11011.19 to, the Government Code, and to add Section 6009 to the Public Resources Code, relating to public lands.</i>
SB 1402 (Dutton)	State Air Resources Board: administrative and civil penalties Summary: Existing law subjects violators of air pollution laws to specified civil and administrative penalties. Existing law imposes various duties on the State Air Resources Board relative to the reduction of air pollution. This bill requires a written communication from the State board alleging that an administrative or civil penalty will be, or could be, imposed either by the State board or another party, including the Attorney General, for a violation of air pollution law, to contain specified information. The bill requires this information and final mutual settlement agreements reached between the State board and a person alleged to have violated air pollution laws to be made available to the public. This bill contains other related provisions. (Urgency clause—September 28, 2010)	OAH	413	<i>An act to amend Section 43023 of, and to add Sections 39619.7 and 43024 to, the Health and Safety Code, relating to air pollution, and declaring the urgency thereof, to take effect immediately.</i>
SB 1450 (Simitian)	Water: Delta Stewardship Council: contracts Summary: The Sacramento-San Joaquin Delta Reform Act of 2009 establishes the Delta Stewardship Council, which is required to develop, adopt, and commence implementation of a comprehensive management plan for the Sacramento-San Joaquin Delta (Delta Plan) by January 1, 2012. The act	PD	336	<i>An act to add Section 85213 to the Water Code, relating to water, and declaring the urgency thereof, to take effect immediately.</i>

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	<p>provides that the council is the successor to the California Bay-Delta Authority and requires the council to administer contracts, grants, easements, and agreements made or entered into by the authority. The act prescribes the powers of the council, which include, among others, the power to enter into contracts, to hire employees, and to adopt regulations or guidelines. This bill expressly authorizes the council to contract for consultant services and architectural and engineering services to assist with preparation of the Delta Plan and performance of certain responsibilities of the council. The bill exempts contracts for consultant services from specified provisions of law governing public contracting. The bill requires contracts for architectural and engineering services to be entered into pursuant to the requirements for selection of firms by State and local agency heads discussed above, but exempts those contracts from a requirement to adopt regulations prior to contracting. The bill requires the council to establish procedures for contracting for consultant services and architectural and engineering services. This bill contains other related provisions and other existing laws. (Urgency clause—September 25, 2010)</p>			
SB 1473 (Wyland)	<p>School facilities bond proceeds: performance audits</p> <p>Summary: The California Constitution limits the maximum amount of any ad valorem tax on real property to 1 percent of the full cash value of the property. The California Constitution states that the 1 percent limitation for ad valorem taxes does not apply to ad valorem taxes or assessments to pay the interest and redemption charges on bonded indebtedness incurred by a school district, community college district, or county office of education for the construction, reconstruction, rehabilitation, or replacement of school facilities approved by 55 percent of the voters if the proposition includes specified accountability requirements. The accountability requirements include a requirement that the governing board of either the school district or community college district or the county office of education conduct an annual, independent performance audit to ensure that the funds are expended only on the specific projects listed in the proposition authorizing the sale of the bonds. This bill requires a financial and performance audit to be conducted in accordance with the Government Auditing Standards issued by the Comptroller General of the United States.</p>	OPSC	294	<i>An act to add Section 15286 to the Education Code, relating to school facilities.</i>
SB 1481 (Committee on Governmental Organization)	<p>State militia: armories: leases and sales</p> <p>Summary: Existing law establishes a statutory process for the identification of surplus State property and for the use of proceeds from their sale or lease for the payment of principal and interest on state deficit recovery bonds and, thereafter, for the deposit of those proceeds into the Special Fund for Economic Uncertainties. Existing law authorizes the Director of General Services, with the approval of the Adjutant General, to lease and sell real property held for armory purposes, subject to legislative approval. Existing law establishes the Armory Fund and requires that the proceeds from the sale or</p>	RESD	528	<i>An act to amend Section 435 of the Military and Veterans Code, relating to the state militia.</i>

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lease of armories be deposited in the fund, for use, upon appropriation by the Legislature, for specified purposes related to armories. This bill provides that the disposition of armory properties shall not be subject to the statutory provisions that require proceeds from the sale or lease of surplus State property be applied to retire State deficit recovery bonds and thereafter be deposited in the Special Fund for Economic Uncertainties.

LEGISLATIVE BILLS VETOED IN 2010

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AB 151 (Jones)	Department of General Services: authorization	RESD	Vetoed	<i>An act to amend Section 15621 of, and to add Section 14673.12 to, the Government Code, relating to State property.</i>
AB 1899 (Eng)	State agencies: information: Internet Web site.	PD	Vetoed	<i>An act to add Sections 11004.4, 11004.5, 11004.6, and 11004.7 to the Government Code, relating to State agencies.</i>
AB 2060 (Calderon, C.)	Public contracts: fixed price contracts: sales and use taxes rate changes: transactions and use taxes	PD	Vetoed	<i>An act to add Section 7111 to the Public Contract Code, and to amend Sections 7261 and 7262 of the Revenue and Taxation Code, relating to fixed price contracts.</i>

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<p>this State that is stored, used, or otherwise consumed in this State. This bill requires a fixed price contract, as specified, between a government entity, as defined, and a contractor to authorize payment for a change in the contract price that is attributable to an increase or decrease in the State sales and use tax rate, with the increase or decrease paid in accordance with the contract terms or as agreed to by the parties, as prescribed. By placing new duties on local officials with respect to their contract practices, the bill imposes a State-mandated local program. This bill contains other related provisions and other existing laws.</p>				
AB 2151 (Torres)	Insurance: public safety employees: accidents	OHR	Vetoed	<i>An act to amend Sections 488.5 and 557.5 of the Insurance Code, and to amend Section 16051 of the Vehicle Code, relating to insurance.</i>
<p>Summary: Existing law provides that no insurer shall, in issuing or renewing a private automobile insurance policy to a peace officer, member of the California Highway Patrol, or firefighter, with respect to his or her operation of a private motor vehicle, increase the premium on that policy for the reason that the insured or applicant for insurance has been involved in an accident while operating an authorized emergency vehicle, as defined, in the performance of his or her duty during the hours of his or her employment. This bill also provides that no insurer shall, in issuing or renewing a private automobile insurance policy to a peace officer, member of the California Highway Patrol, or firefighter, with respect to his or her operation of a private passenger motor vehicle, increase the premium on that policy for the reason that the insured or applicant for insurance has been involved in an accident while operating his or her private passenger motor vehicle in the performance of his or her duty at the request or direction of the employer. This bill contains other related provisions and other existing laws.</p>				
AB 2448 (Furutani)	Public contracts: community college districts: purchases	PD	Vetoed	<i>An act to amend Section 20659 of, and to add and repeal Section 20651.7 of, the Public Contract Code, relating to public contracts.</i>
<p>Summary: Existing law requires the governing board of a community college district, in accordance with certain requirements, to let any contract involving an expenditure of more than \$50,000 for purchases of equipment, materials, supplies, repairs, and services, other than construction services, to the lowest responsible bidder or to reject all bids. This bill authorizes the district, if the purchase of supplies and materials exceeds \$50,000 and the district determines that it can expect, among other things, long-term savings through the use of a life-cycle cost methodology, to provide for the purchase of the supplies and materials by contract let in accordance with best value at the lowest cost acquisition policies adopted by the district's board. The bill requires a district that elects to purchase supplies and materials by contract let in accordance with those policies to submit specified information to the Chancellor of the California Community Colleges on or before January 1, 2013, and requires the Legislative Analyst to request this information from the Chancellor. The bill requires the</p>				

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<p>Legislative Analyst to report to the Legislature on the use of this type of procurement by community college districts on or before January 1, 2015. This bill contains other related provisions and other existing laws.</p>				
<p>AB 2670 (Perez, J. A.)</p>	<p>State Capitol Sustainability Task Force</p>	<p>RESD</p>	<p>Vetoed</p>	<p><i>An act to add Article 4 (commencing with Section 8195) to Chapter 2.8 of Division 1 of Title 2 of the Government Code, relating to the State Capitol Sustainability Task Force.</i></p>
<p>Summary: Existing law authorizes the Director of the DGS to repair and alter buildings within the Capitol area, as defined. This bill establishes the State Capitol Sustainability Task Force consisting of officials and employees of the California State Senate, the California State Assembly, the Office of the Governor, and the Office of the Lieutenant Governor to coordinate, develop, and complete a State Capitol Sustainability Initiative to further the sustainability practices at the State Capitol Building, the Legislative Office Building, and the State Capitol Park grounds.</p>				
<p>AB 2701 (Eng)</p>	<p>State Historical Building Code: playgrounds</p>	<p>RESD DSA</p>	<p>Vetoed</p>	<p><i>An act to add Section 18955.5 to the Health and Safety Code, relating to the State Historical Building Code.</i></p>
<p>Summary: The State Historical Building Code authorizes the State Historical Building Safety Board to write regulations, and have consultation, review, and appellate functions for code and regulation issues relating to qualified historic buildings, structures, and properties. Existing law requires the replacement of equipment or modification of components inside existing playgrounds to conform to the playground-related standards set forth by the American Society for Testing and Materials and the playground-related guidelines set forth by the United States Consumer Product Safety Commission. This bill places qualified playgrounds and playground sites with historical or cultural significance under the exclusive jurisdiction of the State Historical Building Code.</p>				
<p>AB 2747 (Lowenthal, B.)</p>	<p>Prisoners: pharmacy services</p>	<p>PD</p>	<p>Vetoed</p>	<p><i>An act to add Section 5024.2 to the Penal Code, relating to prisoners.</i></p>
<p>Summary: Existing law provides that it is the intent of the Legislature that the Department of Corrections and Rehabilitation, in cooperation with the DGS and other appropriate State agencies, take prompt action to adopt cost-effective reforms in its drug and medical supply procurement processes, as specified. Existing law authorizes the Secretary of the Department of Corrections and Rehabilitation to adopt regulations requiring manufacturers of drugs to pay the department a rebate for the purchase of drugs for offenders in State custody that is at least equal to the rebate that would be applicable to the drugs under the federal Social Security Act. This bill provides that the Department of Corrections and Rehabilitation shall maintain and operate a comprehensive pharmacy services</p>				

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	<p>program for those facilities under the jurisdiction of the department that incorporates, among other things, a statewide pharmacy administration system with direct authority and responsibility for program oversight and a multidisciplinary, statewide Pharmacy and Therapeutics Committee with specified responsibilities. The bill authorizes the department to operate and maintain a centralized pharmacy distribution center, as specified. The bill authorizes the department to investigate and initiate potential systematic improvements in order to provide for the safe and efficient distribution and control of, and accountability for, drugs within the department's system. The bill requires the department to ensure that there is a program providing for the regular inspection of all the department's pharmacies to verify compliance with applicable rules, regulations, and other standards, as specified. The bill requires the department to report specified information to specified legislative committees relating to its pharmaceutical costs and its operation of a fully functioning and centralized pharmacy distribution center.</p>			
SB 967 (Correa)	Public contracts: bid preferences	PD OLS	Vetoed	<i>An act to add Article 7 (commencing with Section 10390) to Chapter 2 of Part 2 of Division 2 of the Public Contract Code, relating to public contracts.</i>
	<p>Summary: Existing law imposes various requirements with respect to contracting by State agencies. This bill requires a State agency that accepts bids or proposals for contracts for goods or services exceeding \$1,000,000, or for the distribution of funds pursuant to the federal American Recovery and Reinvestment Act of 2009, on or before July 1, 2011, to provide a 5 percent preference, as provided, to a business that directly provides the goods or services when 90 percent of the employees of the business performing work on the contract reside in the State. This bill states that these bidding preferences are not applicable to contracts that are subject to the State Contract Act or to contracts for specified professional services.</p>			
SB 1141 (Negrete McLeod)	Airports: airport land use commissions	RESD	Vetoed	<i>An act to amend Sections 21670, 21670.1, 21670.4, 21675.1, 21678, 21679, and 21682 of, to add Section 21682.1 to, and to repeal Section 21677 of, the Public Utilities Code, relating to airports.</i>
	<p>Summary: The State Aeronautics Act governs the creation and operation of airports in this State. The act provides for the establishment of county airport land use commissions to carry out various requirements, including the formulation of a comprehensive land use compatibility plan to provide for the orderly growth of airports and the area surrounding airports within the jurisdiction of the commission, and to safeguard the general welfare of the inhabitants within the vicinity of an airport and the public in general. The act requires each county in which there is an airport served by a scheduled airline, with certain exceptions, to establish an airport land use commission. The act additionally requires each county in which there is an airport operated for the benefit of the public to establish an airport land use commission, but authorizes the board of supervisors of a county, upon</p>			

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	<p>making certain findings, to declare that the county is exempt from establishing an airport land use commission. The act requires that an airport land use commission include in its membership, two persons having expertise in aviation, as defined. This bill revises the definition of a person having expertise in aviation. This bill contains other related provisions and other existing laws.</p>			
SB 1231 (Corbett)	<p>Public contracts: state agency: sweatshop labor: slave and sweat free code of conduct</p> <p>Summary: Existing law requires every contract entered into by a State agency for the procurement of equipment, materials, supplies, apparel, garments, and accessories and the laundering thereof, excluding public works contracts, to require a contractor to certify that no equipment, materials, supplies, apparel, garments, or accessories provided under the contract are produced by sweatshop labor, forced labor, convict labor, indentured labor under penal sanction, abusive forms of child labor, or exploitation of children in sweatshop labor. If a contractor knew or should have known the specified products furnished to the State were laundered or produced by the specified types of prohibited labor, the contractor may be removed from the bidder's list for 360 days. Existing law provides for misdemeanor liability in the case of a knowing false certification. This bill renames the code of conduct as the Slave and Sweat Free Code of Conduct and requires every contract entered into by a State agency for the procurement of equipment, materials, supplies, apparel, garments, and accessories and the laundering thereof, excluding public works contracts, to require a contractor to certify that no equipment, materials, supplies, apparel, garments, or accessories provided under the contract are produced by abusive forms of labor performed by all persons, not only abusive forms of child labor, as prescribed. This bill contains other related provisions and other existing laws.</p>	PD	Vetoed	<p><i>An act to amend Section 6108 of the Public Contract Code, relating to public contracts.</i></p>
SB 1321 (Kehoe)	<p>State Race Track Leasing Commission: Director of General Services: powers and duties</p> <p>Summary: Existing law provides that the State Race Track Leasing Commission is required to prepare a master plan for the long-range comprehensive development and improvement of, and construction upon, the property of the 22nd District Agricultural Association, and specifies other powers and duties of the commission regarding the 22nd District Agricultural Association, as provided. This bill specifically authorizes the Director of the DGS and the Secretary of Food and Agriculture to each designate a deputy of his or her office to act in his or her place and stead on the State Race Track Leasing Commission with respect to the exercise of the statutory powers and duties of the commission. This bill contains other existing laws.</p>	RESD	Vetoed	<p><i>An act to add Section 7.95 to the Government Code, relating to the State Race Track Leasing Commission.</i></p>

BILL (AUTHOR)	TOPIC	OFFICE	STATUS	CODE SECTIONS AFFECTED
SB 1380 (Hancock)	School facilities: construction	OPSC	Vetoed	<i>An act to add Section 17078.73 to the Education Code, relating to school facilities.</i>
<p>Summary: Existing law establishes the Career Technical Education Facilities Program as a part of the Leroy F. Greene School Facilities Act of 1998 for the purpose of providing funding to qualifying local educational agencies for constructing new facilities or reconfiguring existing facilities, including purchasing equipment with an average useful life expectancy of at least 10 years, to enhance educational opportunities for pupils in existing high schools. This bill requires school facilities constructed or modernized with specified bond funds set aside for career technical education purposes to be used for career technical education purposes for a minimum of five years. The governing board of an applicant school district would be required to adopt a resolution stating the intent to use those facilities for career technical education purposes and provide certification regarding that use during the first year of occupation. The bill would authorize the governing board of a school district to seek a waiver of the career technical education use requirement from the State Allocation Board if the facility or educational program of the school district changes during the initial five years of use and would specify criteria by which to evaluate the waiver request. This bill requires the governing board of school districts with projects approved by the board, as specified, to meet the evaluation criteria. This bill contains other related provisions.</p>				
SB 1432 (Hancock)	School facilities	OPSC	Vetoed	<i>An act to amend Section 17070.80 of the Education Code, relating to school facilities.</i>
<p>Summary: Existing law, the Leroy F. Greene School Facilities Act of 1998 (Greene Act), requires the State Allocation Board to allocate to applicant school districts prescribed per-unhoused-pupil State funding for construction and modernization of school facilities, including hardship funding, and supplemental funding for site development and acquisition. The Greene Act requires all school facilities purchased or newly constructed pursuant to the act for use, in whole or in part, by pupils who are individuals with exceptional needs, as defined, to be designed and located on the schoolsite so as to maximize interaction between those individuals with exceptional needs and other pupils as appropriate to the needs of both. This bill requires, as a condition of receiving approval by the State Department of Education for the project, the school district or county office of education to provide written confirmation or documentation that each has conferred with the other, as specified, and certify that the project includes appropriate facilities, which may include, but are not limited to, the necessary classrooms, toilet rooms, and medical therapy facilities for pupils who are individuals with exceptional needs with due consideration for identifying and planning for the least restrictive environment that supports the education of these pupils or certify that the project site has dedicated acreage of sufficient size and in an appropriate location to support the construction of appropriate facilities, which may include, but are not limited to, classrooms, toilet rooms, and medical therapy facilities in the future by the district or the county office of education, unless the applicant school</p>				

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(AUTHOR)**

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district or county office of education certifies that the district and the county office of education have conferred and determined that there are no special education facilities needs.