

PUBLIC RISK INNOVATION, SOLUTIONS, & MANAGEMENT

LEGISLATIVE COMMITTEE

MEETING SUMMARY

Web Conference/Telephonic Meeting

Thursday, July 8, 2021

10:30 a.m.

Fifth Meeting – 2021

Members Present

William Kerwin, Huntington Beach UHSD
Matt Gutierrez, Kern County
Nancy Rice, Monterey County
Rhonda Haynes, OCFA
Craig Schweikhard, SMCSIG
Steve Taylor, Shasta County
Karen Harris, City of Garden Grove
Barbara Esquivel, MPA
Andrew Lathrop, City of Oakland
Dave George, SELF

Members Absent

Alexander Zaretsky, Gold Coast Transit
Jill Abel, Yuba County
Catherine Laveau, Ventura County

Legislative Activity

PRISM Lobbyist, Jason Schmelzer, provided an update on the legislative session. The Capitol is open for business now and in-person hearings and meetings are occurring. They've had some COVID cases recently, but mostly with the security staff. The budget has been completed; however there may be a cleanup amended budget bill may be coming. A lot of money flowing through the recovery act for the state and local governments. Next week is last week for policy committee to hear bills. Then they go into summer recess for one month. The Governor recall election date has been set for September 14th.

The Committee, PRISM Staff and lobbyists discussed bills that have been introduced to date.

The Committee discussed the following bills that were recently amended:

Bill No.	Author	Area	Bill Description	Position
AB-0074	Gonzalez	EE Benefits	Unemployment & Disability Benefit Payments: Direct Deposit	Drop
AB-1561	Labor Committee	EE Benefits	Worker Classification; Independent Contractors	Watch
AB-0032	Aguiar-Curry	Healthcare	Telehealth: Policy Coverage	Support 1
AB-0342	Gipson	Healthcare	Healthcare Coverage: Colorectal Cancer: Screening & Testing	Watch
AB-0347	Arambula	Healthcare	Healthcare Coverage: Step Therapy	Watch

AB-0457	Santiago	Healthcare	Telehealth Patient Bill of Rights	Watch
AB-0532	Wood	Healthcare	Healthcare; Fair Billing Policies	Watch
AB-1132	Wood	Healthcare	Healthcare Consolidation & Contracting Fairness Act of 2021	Watch
SB-0255	Portantino	Healthcare	Health Insurance: Employer Associations: Large Group Health Insurance	Watch
SB-0326	Pan	Healthcare	Healthcare Coverage: Federal Healthcare Reforms	Watch
SB-0510	Pan	Healthcare	Healthcare Coverage; COVID-19 Cost Sharing	Watch
SB-0535	Limon	Healthcare	Biomarker Testing	Watch
SB-0562	Portantino	Healthcare	Healthcare Coverage; Pervasive Developmental Disorders or Autism	Watch
AB-0013	Chau	Liability	Personal Rights: Automated Decision Systems	Watch
AB-0026	Holden	Liability	Peace Officers; Use of Force	Watch
AB-0027	Rivas	Liability	Homeless Children, Youths & Unaccompanied Youths: Reporting	Oppose 2
AB-0110	Petrie-Norris	Liability	Fraudulent Claims: Inmates: EDD	Watch
AB-0481	Chiu	Liability	Law Enforcement Agencies: Military Equipment: Funding, Acquisition & Use	Watch
AB-0506	Gonzalez	Liability	Youth Service Organizations; Mandated Reporters	Watch
AB-0931	Villapudua	Liability	Peace Officer Training; Duty to Intercede	Watch
AB-0958	Gipson	Liability	Peace Officers; Law Enforcement Cliques	Watch
AB-1105	Rodriguez	Liability	Hospital Workers; COVID-19 Testing	Watch
AB-1455	Wicks	Liability	Sexual Assault by Law Enforcement Officers; Statute of Limitations on Civil Actions	Oppose 3
AB-1475	Low	Liability	Law Enforcement; Social Media	Watch
SB-0002	Bradford	Liability	Peace Officers: Certification: Civil Rights	Oppose 2
SB-0012	McGuire	Liability	Local Government: Planning & Zoning: Wildfires	Watch
SB-0016	Skinner	Liability	Peace Officers: Release of Records	Oppose 3
SB-0296	Limon	Liability	Code Enforcement Officers; Safety Standards	Watch

SB-0299	Leyva	Liability	Victim Compensation; Use of Force by Law Enforcement	Supp if Amended
SB-0331	Leyva	Liability	Settlement & Non-Disparagement Agreements	Watch
SB-0387	Portantino	Liability	Peace Officers; Certification, Education & Recruitment	Watch
SB-0501	Wieckowski	Liability	Claims Against Public Entities	Watch
SB-0606	Gonzalez	Liability	Workplace Safety; Citations; Employer Retaliation	Oppose 3
SB-0722	Melendez	Liability	Interscholastic Athletics; Adult Supervisors; Cardiopulmonary Resuscitation Training	Watch
AB-0339	Lee	Other	State & Local Government; Open Meetings	Oppose 3
AB-0343	Fong	Other	California Public Records Act Ombudsperson	Watch
AB-0361	Rivas	Other	Open Meetings: Local Agencies	Watch
AB-0438	Reyes	Other	School Employees: Classified Employees: Layoff Notice & Hearing	Watch
AB-1017	Quirk-Silva	Other	Public Restrooms; Right to Restrooms Act of 2021	Watch
SB-0098	McGuire	Other	Public Peace: Media Access	Oppose 3
SB-0284	Stern	WC	WC: Firefighters & Peace Officers: PTSD Presumption	Oppose 3
SB-0788	Bradford	WC	WC; Risk Factors; Apportionment	Watch
AB-0654	Reyes	Work Safety	COVID-19; Exposure; Notification	Oppose 3
SB-0410	Leyva	Work Safety	OSHA; Regulations	Oppose 3
SB-0687	Hueso	Work Safety	Emergency Response; Trauma Kits	Watch

The following bills were not specifically discussed, but remain on the list of bills that the Committee is following:

Bill No.	Author	Area	Bill Description	Position
AB-0008	Smith	EE Benefits	Unemployment Benefits: Direct Deposit	Watch
AB-0019	Santiago	EE Benefits	Unemployment Insurance Compensation: COVID-19 Pandemic: Temporary Benefits	Watch
AB-0024	Waldron	EE Benefits	Unemployment Insurance: Benefit Determination Deadlines	Watch

AB-0084	Budget Committee	EE Benefits	Employment; COVID-19; Supplemental Paid Sick Leave	Oppose 2
AB-0095	Low	EE Benefits	Employees: Bereavement Leave	Oppose 2
AB-0123	Gonzalez	EE Benefits	Paid Family Leave: Weekly Benefit Amount	Watch
AB-0513	Bigelow	EE Benefits	Employment: Telecommuting Employees	Support 2
AB-0867	Kiley	EE Benefits	Family Care Leave; Child Deceased in Childbirth	Watch
AB-0995	Gonzalez	EE Benefits	Paid Sick Days; Accrual and Use	Oppose 2
AB-1028	Sevarto	EE Benefits	Telework Flexibility Act	Watch
AB-1041	Wicks	EE Benefits	Leave	Oppose 3
AB-1119	Wicks	EE Benefits	Employment Discrimination	Oppose 3
AB-1179	Carrillo	EE Benefits	Employer Provided Benefit Backup; Childcare	Oppose 3
SB-0095	Skinner	EE Benefits	Employment; COVID-19; Supplemental Paid Sick Leave	Oppose 3
SB-0206	McGuire	EE Benefits	Firefighters Procedural Bill of Rights Act	Watch
AB-1301	Gray	EE Benefits	Labor Code; Protections, Obligations & Prohibitions; Legislature	Watch
AB-0415	Rivas	EE Benefits/WC	Employment: WC Cancer Presumption	Oppose 3
AB-0872	Wood	EE Benefits/WC	Leave of Absence; Firefighters	Watch
AB-0093	Garcia	Healthcare	Pandemics: Priority for Medical Treatment: Food Supply Industry Workers	Watch
AB-0507	Kalra	Healthcare	Healthcare Service Plans; Review of Rate Increase	Watch-Spot Bill
AB-0510	Wood	Healthcare	Out-of-Network Healthcare Benefits	Watch
AB-0562	Low	Healthcare	Mental Health Services for Healthcare Providers	Watch-Spot Bill
AB-0752	Nazarian	Healthcare	Prescription Drug Coverage	Watch
AB-0797	Wicks	Healthcare	Healthcare Coverage; Treatment for Infertility	Watch
AB-0933		Healthcare	Prescription Drug Cost Sharing	Watch
AB-0935	Maienschein	Healthcare	Telehealth; Mental Health	Watch
AB-1011	Waldron	Healthcare	Healthcare Coverage; Substance Use Disorders	Watch
AB-1162	Villapudua	Healthcare	Healthcare Coverage; Claims Payments	Oppose 2
AB-1254	Gipson	Healthcare	Healthcare Coverage; Mobile Stroke Units	Watch
AB-1400	Kalra	Healthcare	Guaranteed Healthcare for All	Watch

AB-1468	Cunningham	Healthcare	Prior Authorization	Watch
AB-1520	Levine	Healthcare	Healthcare Coverage; Prostate Cancer; Screening	Watch
SB-0250	Pan	Healthcare	Healthcare Coverage: Dept of Managed HealthCare & Insurance Commissioner Review	Watch
SB-0280	Limon	Healthcare	Health Insurance: Large group health insurance	Watch
SB-0523	Leyva	Healthcare	Healthcare Coverage; Contraceptives	Watch
SB-0568	Pan	Healthcare	Deductibles; Chronic Disease Management	Watch
SB-0613	Limon	Healthcare	Maternal Health; Neonate Medical Wrap	Watch
AB-0017	Cooper	Liability	Peace Officers: Disqualification from Employment	Watch
AB-0048	Gonzalez	Liability	Law Enforcement: Kinetic Energy Projectiles & Chemical Agents	Watch
AB-0055	Horvath	Liability	Employment: Telecommuting	Watch
AB-0058	Salas	Liability	Pupil Health: Suicide Prevention Policies & Training: School-based Health Programs: Pilot Program	Oppose 2
AB-0060	Salas	Liability	Law Enforcement: Disqualifications	Watch
AB-0089	Jones-Sawyer	Liability	Peace Officers: Minimum Qualifications	Watch
AB-0230	Voepel	Liability	Employment: Flexible Work Schedules	Watch
AB-0237	Gray	Liability	Public Employment; Unfair Practices; Health Protection	Watch
AB-0237	Gray	Liability	Public Employment: Unfair Practices: Health Protection	Watch
AB-0289	Calderon	Liability	Classified School Employees: Merit System: Adoption & Termination	Watch
AB-0289	Calderon	Liability	Classified School Employees: Merit System: Adoption & Termination	Watch
AB-0408	Quirk-Silva	Liability	Homeless Children & Youths; Reporting	Oppose 2
AB-0452	Friedman	Liability	Pupil Safety; Parental Notification: Firearm Safety Laws	Oppose 2
AB-0530	Fong	Liability	Labor Code Private Attorneys General Act of 2004; Filing Requirements	Watch
AB-0547	McCarty	Liability	Domestic Violence; Victim's Rights	Watch

AB-0552	Quirk-Silva	Liability	Integrated School-Based Behavioral Health Partnership Program	Watch
AB-0594	McCarty	Liability	Law Enforcement Policies	Watch
AB-0603	McCarty	Liability	Law Enforcement Settlements & Judgments; Reporting	Oppose 3
AB-0718	Cunningham	Liability	Peace Officers; Investigations of Misconduct	Watch
AB-0748	Carrillo	Liability	Pupil Mental Health; Mental Health Assistance Posters	Oppose 2
AB-0768	Holden	Liability	School Safety; Aquatic & Pool Safety Program; Model Policy	Watch
AB-0845	Rodriguez	Liability	Disability Retirement; COVID-19; Presumption	Watch
AB-1122	Garcia	Liability	Employment Discrimination; FEHA	Watch
AB-1313	Bigelow	Liability	COVID-19; Immunity from Civil Liability	Watch
AB-1372	Muratsuchi	Liability	Right to Temporary Shelter	Oppose 3
AB-1496	Cooper	Liability	Educational Employment Relations; PERS Board; Investigations; Unfair Practices	Watch-Spot Bill
SB-0014	Portantino	Liability	Pupil Health: School Employee & Pupil Training: Excused Absences: Youth Mental & Behavioral Health	Watch
SB-0055	Stern	Liability	Very High Fire Hazard Severity Zone: State Responsibility Area: Development Prohibition	Watch
SB-0217	Dahle	Liability	Comprehensive Sexual Health Educations & HIV Prevention Educations	Oppose 2
SB-0249	Melendez	Liability	Educational Equity; Political Affiliation	Watch
SB-0270	Durazo	Liability	Public Employment: Labor Relations: Employee Information	Oppose 3
SB-0325	Bradford	Liability	Criminal Gangs: Shared Gang Databases	Watch
SB-0447	Laird	Liability	Civil Actions; Decedent's Cause of Actions	Oppose 3
SB-0508	Stern	Liability	Mental Health Coverage; School-Based Services	Watch
SB-0681	Ochoa	Liability	Child Abuse Reporting; Mandated Reports	Watch
AB-0449	Voepel	Other	COVID-19; Death Data; Hospital Reporting	Watch-Spot Bill
AB-0473	Chau	Other	California Public Records Act: Public Inspections	Watch

AB-0703	Rubio	Other	Open Meetings; Local Agencies; Teleconferences	Watch
SB-0289	Newman	Other	Recycling; Batteries & Battery-Embedded Products	Support 2
SB-0550	Dahle	Other	Legislature; Employment	Watch
AB-0334	Mullin	WC	WC: Skin Cancer: Presumption	Watch
AB-0399	Salas	WC	WC: MPN, UR, Bill Review	Oppose 3
AB-0404	Salas	WC	WC; Medical-Legal Expenses; Fee Schedule	Watch
AB-0772	Ramos	WC	WC: Domestic Terrorism	Oppose 3
AB-1148	Daly	WC	WC Insurance Reporting	Watch-Spot Bill
AB-1393	Cooley	WC	Insurance; Liability Insurers	Watch-Spot Bill
AB-1465	Ryees	WC	WC; Medical Treatment; MPN	Watch
AB-1541	Insurance Committee	WC	Insurance; Guarantee Association (CIGA)	Watch
AB-1562	Insurance Committee	WC	WC: Reports	Watch-Spot Bill
SB-0213	Cortese	WC	WC: Hospital Employees: Presumption	Oppose 3
SB-0213	Cortese	WC	WC: Hospital Employees: Presumption	Oppose 3
SB-0216	Dodd	WC	WC: Contractors: Mandatory Coverage	Watch
SB-0335	Cortese	WC	WC; Proceedings; Payment Delay	Oppose 3
AB-0757	Davles	Work Safety	Private Employment; COVID-19; Positive test or Diagnosis; Documentation	Watch
AB-0893	Davies	Work Safety	OSHA: COVID-19 Emergency Regulations	Support 1
AB-1152	Rubio	Work Safety	Postsecondary Education; COVID-19 Safety & Liability	Watch-Spot Bill
OSHA ETS	OSHA	Work Safety	OSHA: Emergency Temporary Standards: COVID-19	Concerns
SB-0046	Stern	Work Safety	Employment: Contact Tracing & Safety Policies: COVID-19	Watch
SB-0704	Gonzalez	Work Safety	OSHA	Watch-Spot Bill

Law Enforcement Ad Hoc Committee Report

Staff updated the Committee on the Ad Hoc Committee meeting on May 17, 2021. The group discussed six bills relating to law enforcement: AB 17, AB 48, AB 60, AB 1455, AB

1475 and SB 2. The Ad Hoc Committee recommended we change our position from a Watch to Oppose 2 on AB 48, and to join the public agency coalition letter on SB 2. They further directed staff to work on amendments for AB 1455, and possibly shift the exposure from the civil arena to the victims fund area, as well as work with AON on data regarding these types of claims as part of the data collection project for CAJPA.

Staff Legislative Activity Report

Staff updated the Committee on the Board of Directors' Workshop session: Legislative Idea Factory. During the session, members suggested the Committee and staff look into the following topics for future legislative efforts: software license agreements, Tort reform, WC presumptions and police reform.

Future Meetings

The next regularly scheduled meeting will be held on **Thursday, August 12, 2021, at 10:30 a.m.**, to be held **via Web Conference**. The September 9, 2021 meeting will be held in person at the PRISM office in Folsom.