

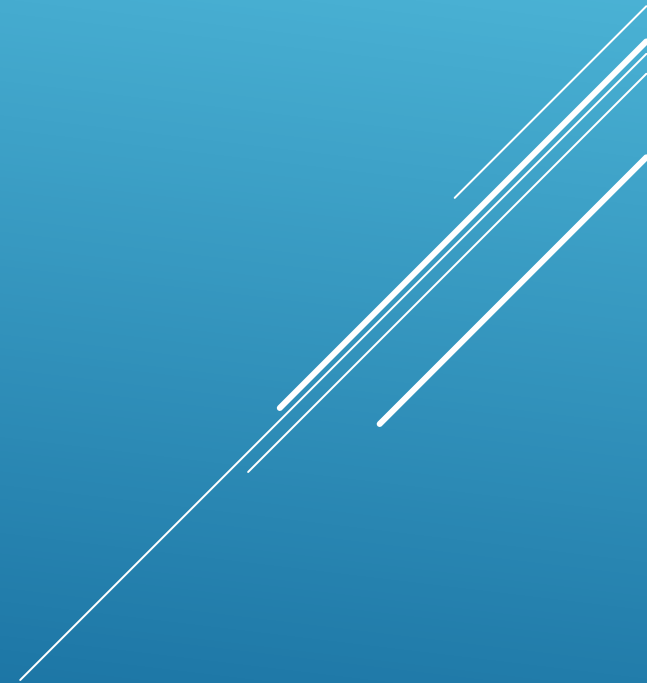
CRCEA 2019 SPRING CONFERENCE

Legislative Report

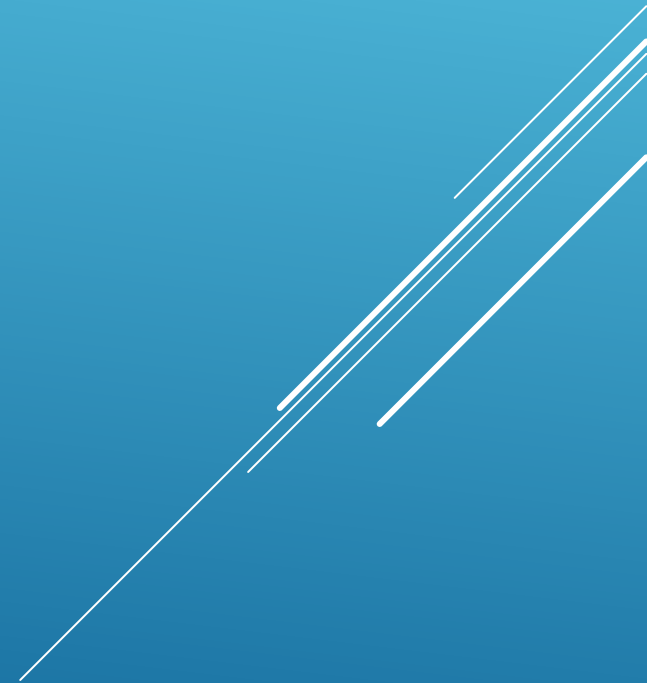
April 16, 2019

Over 2500 bills submitted before the cut-off date in February.

Committee bills are NOT subject to the February cut-off



RETIREMENT BILLS



AB 462 – Rodriquez

PERS

This bill defines terms for its purposes, including a county peace officer. PERL prescribes, among other things, the disability allowance for a state miscellaneous member upon industrial disability retirement as 50% of the member's final compensation, unless otherwise provided. PERL also defines a county police officer for PERS purposes.

AB 472 – Voepel

PEPRA Amendment

- PEPRA establishes various limits on retirement benefits generally applicable to a public employee retirement system, among other things, limits on service after retirement without reinstatement into the applicable retirement system.
- This bill would make nonsubstantive changes to that provision.
- Probably a “Spot Bill”.

AB 510 - Cooley.

Local government records: destruction of records

- Existing law authorizes the head of a department of a county or city, or the head of a special district to destroy recordings of routine video monitoring after one year if that person receives approval from the legislative body and the written consent of the agency attorney. Existing law authorizes the head of a department of a county or city, or the head of a special district to destroy recordings of telephone and radio communications after 100 days if that person receives approval from the legislative body and the written consent of the agency attorney.
- This bill would exempt the head of a department of a county or city, or the head of a special district from these recording retention requirements if the county, city, or special district adopts a records retention policy governing recordings of routine video monitoring and recordings of telephone and radio communications.

AB 644 - Committee on Public Employment and Retirement

State teachers' retirement: compensation

This bill would revise the definition of compensation earnable for the purposes of STRS to be the sum of the average annualized pay rate, paid in a school year divided by the service credited for that school year **and** the remuneration paid in addition to salary or wages. The bill would make various conforming changes in accordance with the revised definition of compensation earnable.

AB 664 – Cooper

CERL: Permanent Incapacity (Sacramento County Only)

This bill would codify that all peace officer ranks or positions must be judged on basic peace officer standards.

AB 672 – Cervantes

PERS – Reemployment after disability retirement

This bill would prohibit a person who has retired for disability from being employed by any employer without reinstatement from retirement if the position is the position from which the person retired or if the position includes duties or activities that the person was previously restricted from performing.

Assembly Bill 1184 – Gloria

Public Records

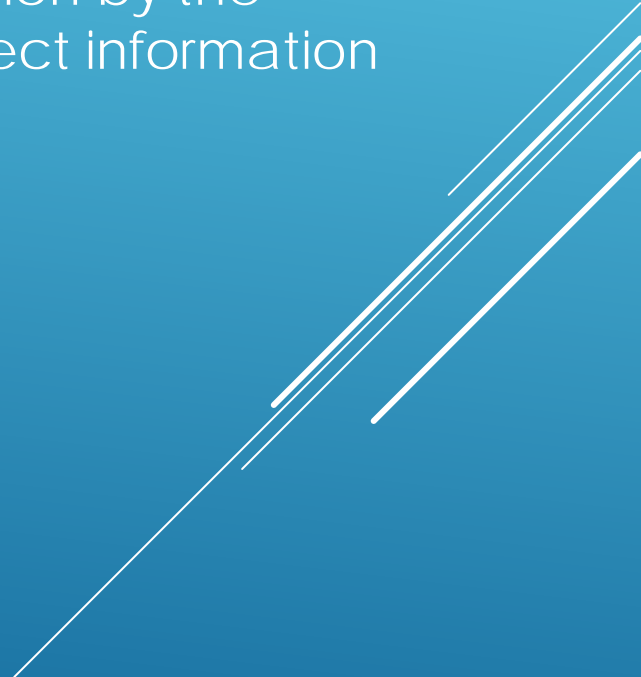
This bill would require public agencies to retain and preserve all writings transmitted by electronic mail for a period of at least 2 years

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AB 1212 – Levine

PERS, STRS CERS

This bill would require a state agency that is responsible for infrastructure projects to produce a list of priority infrastructure projects for funding consideration by the **retirement boards**..... Bill would require a state agency provide project information upon request.



SB 266 – Leyva

PERS: Disallowed compensation: benefit adjustments

- This bill would establish new procedures under PERL for cases in which PERS determines that the benefits of a member or annuitant are, or would be, based on compensation that conflicts with PEPRRA and other specified laws and thus impermissible under PERL.
- The bill would also apply these procedures retroactively to determinations made on or after January 1, 2017
- If the compensation for an employee member is disallowed the employer must discontinue the reporting of the disallowed compensation
- Contributions made on the disallowed compensation, for active members, be credited against future contributions or return to the member any contributions paid by the member or on the member's behalf.

SB 341 – Morrell

PERS, STRS Reporting. CalSavers

- This bill would require the PERS. to report a calculation of liabilities based on a discount rate equal to the yield on a 10-year United States Treasury note in the year prior to the report.
- The bill would require the STRS to provide a description of the discount rate the board uses for reporting liabilities, a calculation of liabilities based on a discount rate that is 2% below the long-term rate of return assumed, and a calculation of liabilities based on a discount rate equal to the yield on a 10-year United States Treasury note in the year prior to the report.
- This bill would remove the requirement that eligible employees participate in the CalSavers Retirement Savings Program and, instead, permit an employee to elect participation.

SB 769 - Moorlach

PERS

This bill would make a nonsubstantive change to the compulsory membership provisions

Probably a "Spot Bill"

WORKERS COMPENSATION BILL



AB 346 - Cooper

Workers' compensation: leaves of absence.

- Existing law establishes a workers' compensation system that provides that certain peace officers, firefighters, and other specified state and local public employees are entitled to a leave of absence without loss of salary while disabled by injury or illness arising out of and in the course of employment.
- This bill would add police officers employed by a school district, county office of education, or community college district to the list of public employees entitled to a leave of absence without loss of salary, in lieu of temporary disability payments, while disabled by injury or illness arising out of and in the course of employment.

TAX BILLS



AB 18 – Levine, Bonta, Nazarian

Firearms Excise Tax

- This bill will establish the California Violence Intervention and Prevention Grant Program
- It imposes an excise tax of \$25 per firearm on the sale of a handgun or semiautomatic rifle or shotgun and placed into the CalVIP Firearm Tax Fund
- The money in the fund would be appropriated to the Board of State and Community Corrections to provide grants.
- Statute would be a tax resulting “in a taxpayer paying a higher tax” within Section 3, Article XIII A of the Constitution and would require a 2/3 vote of each house.
- State mandated local program – no reimbursement.

AB 66 – Gonzalez


Tax Exemption – Diapers

This bill would exempt from taxes the purchase of diapers for infants and toddlers



AB 142 – Cristina Garcia


Lead-Acid Battery Fees

- This bill will increase the fee on manufactured lead-acid batteries from \$1 to \$2 and provide that the fee continue indefinitely.
 - The bill requires a portion of the fees to be deposited into a fund that are available for specified activities, including the repayment of specified loans.
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AB 213 – Reyes, Bauer-Kahan, Gallagher, Smith


Vehicle license fee adjustments

This bill would require the vehicle license fee be adjusted annually to **add** the percentage change in gross taxable assessed value for property taxes within a jurisdiction.

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AB 818 – Cooley, Quick

Vehicle License Fees

- This bill requires license fees to be adjusted annually to add an amount based on a percentage change in the gross taxable valuation of property within a specified jurisdiction.
 - It specified that a separate vehicle license fee adjustment will be made for a city incorporating after January 1, 2012 including an additional separate vehicle license fee adjustment for the first fiscal year of incorporation and for the next 4 years thereafter.
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AB 872 – Aguiar-Curry

Property Taxation - Change in ownership: parent to child AND/OR Transfer of stock

- Current law excludes transfer of ownership in real property (principal residence) or stock between parent and child of the first \$1,000,000 of value.
- This bill would exclude from the definition of “change of ownership” any parent to child transfer of stock provided the stock is transferred due to the death of a parent or parents.


AB 1605 – Ting, Bloom

Transportation

- This bill would change existing law prohibiting a local authority from enacting or enforcing a local ordinance on matters covered by the Vehicle Code unless expressly authorized by the Vehicle Codes.
 - This bill would authorize the Board of Supervisors of the City and County of San Francisco to conduct a pricing policy program that use the “Crooked Street” meaning a portion of Lomard Street.
 - Effectively makes that section of Lomard Street a “toll road”.
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SB 246 – Wieckowski

Gas and Oil Drilling Tax

- This bill would impose an oil and gas severance tax on the operator for the privilege of “severing” oil or gas from the earth or water in the state.
 - All amounts collected will be deposited in the General Fund.
 - Statute would be a tax resulting “in a taxpayer paying a higher tax” within Section 3, Article XIII A of the Constitution and would require a 2/3 vote of each house.
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SB 468 – Jackson

Repeal of Certain Tax Expenditures

- This bill would repeal all tax expenditures on December 31, 2023 except for the Personal Income Tax Law.
- Statute would be an act resulting “in a taxpayer paying a higher tax” within Section 3, Article XIII A of the Constitution and would require a 2/3 vote of each house.

SB 378 – Wiener

Taxation: estate, gift, and generation-skipping transfer

- Existing law prohibits the Legislature from imposing a tax on any transfer occurring by reason of death.
- This bill would propose that the voters repeal the measure and impose estate, gift and generation-skipping transfer taxes on or after January 1, 2021.
- All funds would be placed into a special fund in the State Treasury to fund programs and services that directly address and alleviate socio-economic inequality and build assets for people that have historically lack them.