CFA
End of Session Legislative Update
As of: 09/01/20

The Legislature adjourned the 2019-20 Legislative Session on September 1, 2020.

CFA Sponsored & Enacted Legislation:

- **ACA 5 (Weber): Sponsor: Repeal of Prop 209**
  This measure would, pursuant to the California Constitution, prohibit Proposition 209 from 1996, that would prohibit the state from discriminating against, or granting preferential treatment to, any individual or group on the basis of race, sex, color, ethnicity, or national origin in the operation of public employment, public education, or public contracting.
  Status: Chaptered 06/25/20, Proposition 16 Statewide Ballot Measure 11/03/20

- **AB 1460 (Weber): Sponsor: Ethnic Studies Graduation Requirement**
  This bill, commencing with the 2021–22 academic year, requires the California State University to provide for courses in ethnic studies at each of its campuses as a graduation requirement.
  Status: Signed by the Governor 08/17/20 (Chapter 32, Statutes of 2020)

CFA Sponsored & Supported Legislation Pending Before the Governor:

- **AB 1196 (Gipson): Sponsor: Carotid Artery Ban**
  This bill would prohibit a law enforcement agency from authorizing the use of a carotid restraint or a choke hold.
  Status: Passed Legislature and pending before the Governor

- **AB 2542 (Kalra): California Racial Justice Act of 2020**
  This bill would prohibit the state from seeking a criminal conviction or sentence on the basis of race, ethnicity, or national origin. The bill would authorize a court that finds a violation of that prohibition to impose a specified remedy. The bill would apply its provisions only prospectively to cases in which judgment has not been entered prior to January 1, 2021.
  Status: Passed Legislature and pending before the Governor

- **AB 3121 (Weber): Task Force to Study & Develop Reparation Proposals for African Americans**
  This bill would establish the Task Force to Study and Develop Reparation Proposals for African Americans, with a Special Consideration for African Americans Who are Descendants of Persons Enslaved in the United States, consisting of nine appointed members. The bill would require the Task Force to identify, compile, and synthesize the relevant corpus of evidentiary documentation of the institution of slavery that existed within the United States and the colonies. The bill would require the Task Force to recommend the form of compensation that should be awarded, the instrumentalities through which it should be awarded, and who should be eligible for...
this compensation, and would require the Task Force to submit a written report of its findings and recommendations to the Legislature.
Status: Passed Legislature and pending before the Governor

- **SB 932 (Weiner): LGBTQ COVID-19 Data Collection**
  This bill would require any electronic tool used by a health officer for the purpose of reporting cases of communicable diseases to the department, to include the capacity to collect and report data relating to sexual orientation and gender identity. The bill would require the State Department of Public Health to include the capacity to collect and report data relating to sexual orientation and gender identity.
  Status: Passed Legislature and pending before the Governor

- **AB 331 (Medina): K-12 Ethnic Studies Requirement**
  This bill would add the completion of a one-semester course in ethnic studies to the high school graduation requirements commencing with pupils graduating in the 2029–30 school year, including for pupils enrolled in a charter school. The bill would expressly authorize local educational agencies, including charter schools, to require a full-year course in ethnic studies at their discretion. The bill would require local educational agencies, including charter schools, to offer an ethnic studies course commencing with the 2025–26 school year.
  Status: Passed Legislature and pending before the Governor

- **AB 1299 (Salas): Law Enforcement Transparency**
  This bill would require any agency that employs specified peace officers to provide a notification to the Commission on Peace Officer Standards and Training when a peace officer is terminated or, if an officer leaves the agency with a complaint, charge, or investigation of a serious nature. The bill would require the agency to complete the investigation and notify the Commission of its findings. The bill would require the Commission to include this information in an officer’s profile and make that information available to specified parties including any law enforcement agency that is conducting a pre-employment background investigation of the subject of the profile. The bill would also allow a peace officer to have this information removed from their profile if a court subsequently finds that an allegation of a serious nature was improperly found to be sustained.
  Status: Passed Legislature and pending before the Governor

- **AB 3216 (Kalra): Expanding California Family Rights Act During a State of Emergency**
  This bill would require an employer to offer its laid-off employees specified information about job positions that become available for which the laid-off employees are qualified, and to offer positions to those laid-off employees based on a preference system, in accordance with specified timelines and procedures. The bill would define the term “laid-off employee” to mean any employee who was employed by the employer for six months or more, in the 12 months preceding the state of emergency. The bill applies to all employees whose most recent separation from active service was due to a public health directive, government shutdown order, lack of business, a reduction in force, or other economic, non-disciplinary reason related to the state of emergency. The bill would require an employer to offer its laid-off employees specified information about job positions that become available for which the laid-off employees

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are qualified, and to offer positions to those laid-off employees based on a preference system, in accordance with specified timelines and procedures.
Status: Passed Legislature and pending before the Governor

- **AB 2416 (Gabriel):** Postsecondary Education: Student Financial Aid: Academic Progress
  This bill would require that determinations of “satisfactory academic progress” by the institutions participating in student aid programs consider homelessness, within the meaning of the federal McKinney-Vento Homeless Assistance Act as an extenuating circumstance for students who are otherwise unable to meet the requirements deemed to constitute “satisfactory academic progress” at public higher education institutions. The bill would allow extenuating circumstances to be considered by the institutions to alter or excuse compliance with those progress requirements.
  Status: Passed Legislature and pending before the Governor

- **AB 2218 (Santiago):** Transgender Wellness and Equity Fund
  This bill would establish the Transgender Wellness and Equity Fund. The bill would fund grants, upon appropriation by the Legislature, to organizations serving people that identify as transgender, gender nonconforming, or intersex (TGI), to create or fund TGI-specific housing programs and partnerships with hospitals, health care clinics, and other medical providers to provide TGI-focused health care, as defined, and related education programs for health care providers.
  Status: Passed Legislature and pending before the Governor

- **AB 3099 (Ramos):** Hate Crimes: Native Americans
  This bill would establish a Rural Indian Crime Prevention Program to provide grants to local law enforcement agencies to provide training to officers and to provide specified services to Native American persons and communities. The bill would require, upon an appropriation of funds by the Legislature, to provide technical assistance to local law enforcement agencies and tribal governments with Indian lands. The bill would provide guidance for law enforcement education and training on policing and criminal investigations on Indian lands, provide guidance on improving crime reporting, crime statistics, criminal procedures, and investigative tools, and facilitate and support improved communication between local law enforcement agencies and tribal governments.
  Status: Passed Legislature and pending before the Governor

- **AB 2112 (Ramos):** Suicide Prevention
  This bill would authorize the State Department of Public Health to establish the Office of Suicide Prevention within the department, to provide strategic guidance to statewide and regional partners regarding best practices on suicide prevention and reporting to the Legislature on progress to reduce rates of suicide, and authorize the office to apply for and use federal grants. The bill would require the Office to consult with the Mental Health Services Oversight and Accountability Commission to implement suicide prevention efforts. The bill would require that the duties and responsibilities of the office be accomplished with existing staff and resources and provisions operative would be subject to an appropriation in the annual Budget Act or another statute.
Status: Passed Legislature and pending before the Governor

- **AB 2113 (Low): Refugees, Asylees & Immigrants: Professional Licensing**
  This bill would require a board within the department to expedite, and authorize it to assist, the initial licensure process for an applicant who supplies satisfactory evidence to the board that they are a refugee, have been granted asylum, or have a special immigrant visa. The bill would authorize a board to adopt regulations necessary to administer these provisions.
  Status: Passed Legislature and pending before the Governor

- **AB 3228 (Bonta): Private Detention Facilities**
  This bill would require any private detention facility operator to comply with, and adhere to, the detention standards of care and confinement agreed upon in the facility’s contract for operations. If a private detention facility commits a tortious action that violates the requirement to comply with detention standards of care and confinement, the bill would allow an individual who has been injured by that tortious action to bring a civil cause of action for relief.
  Status: Passed Legislature and pending before the Governor

- **SB 860 (Beall): Foster Youth: Postsecondary Education Financial Aid Applications**
  This bill would require the Foster Youth Services Coordinating Program to coordinate efforts to ensure, to the extent possible, the completion of the Free Application for Federal Student Aid or the California Dream Act Application for foster youth pupils who are in grade 12.
  Status: Passed Legislature and pending before the Governor

**CFA Sponsored & Supported Legislation Held in the Legislature:**

- **SB 1083 (Pan): Sponsor: Mental Health Counselor / Student Ratio**
  This bill would require the Trustees of the California State University and the governing board of each community college district to have one full-time equivalent mental health counselor with an applicable California license per 1,500 students enrolled at each of their respective campuses to the extent consistent with state and federal law.
  Status: Held in Sen Rules Cmte due to the pandemic. Received recommitment from Senator Pan next year for the bill and a budget.

- **AB 66 (Gonzalez): Sponsor: Protecting Californians Against Excessive Use of Force at Protests**
  This bill would prohibit the use of kinetic energy projectiles or chemical agents by any law enforcement agency to disperse any assembly, protest, demonstration, or other gathering of persons and would prohibit their use solely due to a violation of an imposed curfew, verbal threat, or noncompliance with a law enforcement directive. The bill would prohibit the use of chloroacetophenone tear gas or 2-chlorobenzalmalononitrile gas by law enforcement agencies.
  Status: Held on Sen Floor
• **AB 418 (Kalra):** **Sponsor:** Union Representative / Worker Client Privilege  
This bill would establish a privilege between a union agent and a represented employee or represented former employee to refuse to disclose any confidential communication between the employee or former employee and the union agent made while the union agent was acting in the union agent’s representative capacity.  
Status: Held on Sen Floor

• **AB 1930 (Medina):** Public Postsecondary Education: CSU Student Eligibility Policy  
This bill would require the California State University Board of Trustees, before making any change in undergraduate student eligibility policy that adds new eligibility requirements, that impact students across its segment, to engage in discussions with and coordinate with other educational segments that will be impacted by the policy in order to understand the impacts of the policy and try to align their respective student eligibility policies.  
Status: Held in Sen Approps Cmte

• **AB 1253 (Santiago):** The Millionaires Tax  
This bill would, for taxable years beginning on or after January 1, 2020, impose an additional tax of at the rates of 1%, 3%, and 3.5% on that portion of a taxpayer’s taxable income over specified thresholds.  
Status: Heard as Informational Item Only in Sen Government & Finance Cmte 08/03/20.

• **AB 1839 (Bonta):** Climate change: California Green New Deal  
This bill would establish various spending rules for the COVID-19 recovery, including adopting spending measures that prohibit businesses, organizations, or agencies from accepting public funds for any long-term projects that prolong the emission of greenhouses gases or lead to the expansion of fossil fuel projects and ensuring that recovery spending includes specific measures for California populations and communities most negatively impacted by COVID-19.  
Status: Held in Asm Natural Resources Cmte

• **AB 1854 (Frazier):** Missing or Murdered Native American Women Task Force  
This bill would create the Missing or Murdered Native American Women Task Force in the Department of Justice and would provide for the membership of that task force.  
Status: Held in Asm Public Safety Cmte

• **AB 2023 (Chiu):** Educational Equity: Student Records Name and Gender Changes  
This bill would require the California State University to update a former student’s records to include the student’s updated legal name or gender if the institution receives government-issued documentation, from the student demonstrating that the former student’s legal name or gender has been changed.  
Status: Held in Asm Higher Education Cmte

• **AB 3029 (Garcia, E.):** Pupil instruction: tribal education  
This bill would require the Instructional Quality Commission to recommend curriculum frameworks to the State Board of Education to develop, modify, or revise, a model
 curriculum in Native American studies to ensure quality courses of study in Native American studies.
Status: Held at Asm Desk

- **AJR 17 (Ramos): Missing and murdered Native American women and girls**
  This measure would request the President and the Congress of the United States to enact legislation that would strengthen the communication between federal, state, local, and tribal officials, and that would require the United States Department of Justice, United States Department of the Interior, and United States Department of Health and Human Services to seek recommendations from tribes in enhancing the safety of Native American women and girls.
  Status: Held Sen Rules Cmte

- **AB 1862 (Santiago): Public postsecondary education: CSU: tuition**
  This bill would prohibit the charging of tuition or mandatory systemwide fees for enrollment at a campus of the California State University for any academic year, up to 2 academic years, to a California Community College resident transfer student who has completed an associate degree for transfer or has received a fee waiver pursuant to the California College Promise.
  Status: Held in Asm Higher Education Committee

- **AB 2176 (Holden): Free student transit passes: eligibility for state funding**
  This bill would require transit agencies to offer free student transit passes to persons attending the California Community Colleges, the California State University, or the University of California.
  Status: Held in Asm Transportation Cmte

- **AB 2228 (Garcia, C.): Public health: postsecondary education: sexual assault kits**
  This bill would require, on and after January 1, 2022, the California State University, the University of California, independent institutions of higher education, and private postsecondary educational institutions to ensure, for each of their respective campuses, that free sexual assault kits and related medical services are available to students.
  Status: Held in Asm Health Cmte

- **AB 2282 (McCarty): CalFresh: low-income students: former foster youth students**
  This bill would require the Trustees of the California State University to establish a CalFresh student outreach program to provide students with a link to an internet website with information on applying for CalFresh benefits and to provide students with the name and telephone number of the CalFresh eligibility worker on their respective campus, if one is available.
  Status: Held in Sen Education Cmte

- **AB 2584 (Holden): Student athletes: transfer**
  This bill would add to the Student Athlete Bill of Rights a provision prohibiting an institution of higher education from upholding any rule, requirement, standard, or other limitation that prohibits a student athlete who transfers to that institution from
participating in intercollegiate athletic competition immediately upon the student’s transfer.
Status: Held in Asm Arts & Entertainment Cmte

- **AB 2921 (Stone):** Student Loan Servicing Act: student loan accounts
  This bill would define the term “student loan account” for purposes of the Student Loan Servicing Act as a student loan or loans grouped together for billing purposes by a student loan servicer.
  Status: Held in Sen Banking & Finance Cmte

- **AB 2972 (Limón):** Public postsecondary education: undocumented students
  This bill would require the Trustees of the California State University to create a systemwide training program, for the administrators, relating to undocumented students, Deferred Action for Childhood Arrivals (DACA), federal and state laws related to immigration generally, state law relating to exemption from nonresident tuition, and resources that the system or campus has for undocumented students.
  Status: Held in Sen Education Cmte

- **AB 3289 (Holden):** Student athletes: Student Athlete Bill of Rights
  This bill would require CSU campuses that receive, on average, more than $10,000,000 in annual income derived from media rights for intercollegiate athletics to establish a Student Athlete Post-Degree Fund and deposit moneys into that fund, with contributions designated for payment on behalf of student athletes participating on one or more intercollegiate athletic teams.
  Status: Held in Asm Arts & Entertainment Cmte

- **SB 1344 (Pan):** University of California: Higher Education Employer-Employee Relations Act *
  This bill would prohibit the University of California, on and after January 1, 2020, during or in relation to a labor dispute, from canceling an employee’s, dependent’s, or other person’s health insurance coverage, deeming an employee, dependent, or other person ineligible for health insurance coverage, withholding payment of the higher education employer’s share of an employee’s health insurance premium, or taking any other action that would increase the number of employees who are dependent on Medi-Cal coverage for their health care.
  Status: Held in Sen Labor Cmte

- **SB 1444 (Durazo):** California State University: food service contracts and hotel projects
  This bill would require the Trustees of the California State University, for each food service contract and participation in a hotel development project, to require the person contracting with the trustees and each food service employer or hotel employer, to be party to a labor peace agreement with any labor organization that represents or seeks to represent food service employees performing work under the food service contract or hotel employees at the hotel development project.
  Status: Held in Sen Education Cmte
• **SB 959 (Hurtado):** Educational equity: immigration and citizenship status  
  Current law requires the governing board or body of a local educational agency to perform specified actions relating to pupils and immigration status, including, among others, providing information to parents and guardians, as appropriate, regarding their children’s right to a free public education, regardless of immigration status or religious beliefs. This bill, for purposes of those provisions, would define “pupil” to mean a child enrolled in a childcare and development program, as defined, transitional kindergarten, kindergarten, or any of grades 1 to 12, inclusive, that is administered or operated by a local educational agency.  
  Status: Held in Sen Education Cmte

• **SB 1149 (Hueso):** Pupil attendance  
  This bill would authorize school districts to use available funds to establish attendance recovery programs for pupils who are foster youth, pupils who are homeless children or youth, and pupils with exceptional needs, who are enrolled at schools maintained by the school district to prevent these pupils from being chronically absent.  
  Status: Held in Sen Education Cmte

• **AB 897 (Medina):** Community colleges: part-time employees  
  This bill would require that negotiation on reemployment preference for part-time, temporary faculty assignments be based on the minimum standards not exceeding 80% to 85% of a full-time equivalent load, and would prohibit the district from restricting the terms of the negotiated agreement to less than that range, unless explicitly agreed upon by an individual part-time, temporary faculty member and the district.  
  Status: Held in Sen Education Cmte

• **AB 2307 (Bonta):** Public employment: labor relations: release time  
  This bill would prescribe requirements relating to release time that would apply to all of the public employers and employees subject to the acts described above and would generally repeal the provisions relating to release time in those acts.  
  Status: Held in Asm Public Employment Cmte

• **AB 3240 (Gray):** Labor disputes: strike pay  
  This bill would prohibit an employer of 100 or more employees from terminating, reducing, or modifying the employer’s contribution to an employee’s health care coverage while the employee is engaged in a lawful strike.  
  Status: Held in Asm Labor Cmte

• **SB 796 (Leyva):** School and community college employees: absences due to illness or accident  
  This bill would require a certificated or classified school employee, and an academic or classified community college employee, who exhausts all available sick leave and continues to be absent from duties on account of illness or accident for an additional period of 5 months to receive the employee’s full salary during those 5 months.  
  Status: Held in Sen Education Cmte
CFA Watch Legislation:

- **SB 803 (Beall):** Mental health services: peer support specialist certification
  This bill would establish a peer support specialist certification program administered by the State Department of Health Care Services.
  Status: Passed Legislature and enrolled to the Governor

CFA Opposed Legislation Held in the Legislature:

- **AB 2495 (Choi):** Public postsecondary education: undergraduate tuition and mandatory systemwide fees
  This bill would require that the tuition and mandatory systemwide fees set for California residents in each incoming first-year class under the bill would not be increased until at least 6 academic years have elapsed from the date that class commenced its attendance at the segment.
  Status: Held in Asm Higher Education Cmte

- **AB 2776 (Lackey):** Community colleges: statewide baccalaureate degree pilot program
  This bill would express the intent of the Legislature to enact subsequent legislation pertaining to the statewide baccalaureate degree pilot program. Specifically, the bill would make the baccalaureate degree pilot program established by the Antelope Valley Community College District under these provisions a permanent baccalaureate degree program. The bill would authorize the Antelope Valley Community College District to offer a baccalaureate degree program and program curricula to meet local needs unmet by the same California State University or University of California baccalaureate degree program that is regularly at enrollment capacity.
  Status: Held in Asm Higher Education Cmte

- **SB 874 (Hill):** Community colleges: statewide baccalaureate degree pilot program
  This bill would extend the operation of the statewide baccalaureate degree pilot program indefinitely. The bill would remove the requirements that the program consist of a maximum of 15 community college district programs and for a student to commence a program by the end of the 2022–23 academic year.
  Status: Held in Sen Education Cmte

- **SB 1026 (Wilk):** Community colleges: statewide baccalaureate degree pilot program
  This bill would make a nonsubstantive change in a provision related to the statewide baccalaureate degree pilot program.
  Status: Held in Sen Rules Cmte

- **SB 1104 (Hill):** Community colleges: statewide baccalaureate degree pilot program
  This bill would make a nonsubstantive change in a provision related to the statewide baccalaureate degree pilot program.
  Status: Held in Sen Rules Cmte
• **SB 1211 (Glazer): Public postsecondary education: CSU California Promise program**
  This bill would require, commencing with the 2021–22 academic year, that at least 5% of each incoming class at each participating campus of the California State University be a participant in the California Promise program, and that at least 70% of those participating students be either low-income students, first-generation students, or students from communities that are underrepresented in postsecondary education.
  Status: Held in Sen Education Cmte