

2002

2001-2002 Summary of Legislation

Assembly Committee on Governmental Organization

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ASSEMBLY COMMITTEE ON GOVERNMENTAL ORGANIZATION

2001-2002 SUMMARY OF LEGISLATION



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COMMITTEE ON GOVERNMENTAL ORGANIZATION
2001-2002 SUMMARY OF LEGISLATION
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ALCOHOL (20)

AB 395 *Briggs* *Chapter 207, Statutes of 2001*

Provides that interior signs advertising beer that are provided to on or off-sale retail establishments remain the property of the beer wholesaler who authorized and furnished the signs, unless given or sold to the licensee.

AB 624 *Oropeza* *Chapter 931, Statutes of 2001*

Extends from 30 to 40 days the amount of time local governments have to review transfer applications for specified alcoholic beverage licenses in areas with high concentrations of establishments licensed to sell alcoholic beverages.

AB 1298 *Wesson & Oropeza* *Chapter 488, Statutes of 2001*

Increases the annual license fees imposed upon manufacturers, distributors and retailers of alcoholic beverages.

AB 1429 *G.O. Committee* *Chapter 567, Statutes of 2001*

Annual committee bill makes various technical and conforming changes to the Alcoholic Beverage Control Act.

AB 1437 *Leslie* *Chapter 53, Statutes of 2001*

Authorizes the Department of Alcoholic Beverage Control to issue special on-sale general licenses to establishments licensed to do business as bed and breakfast inns.

AB 1685 *Thomson* *Senate G.O. Committee*

Extends from six weeks to three months the time period in which equipment, fixtures, or supplies, other than alcoholic beverages, may be given or loaned by a beer manufacturer or wholesaler to retailers whose premises are located in an area proclaimed to be in a state of disaster by the Governor.

AB 1922 *Firebaugh* *Assembly Appropriations*

Prohibits a licensed wine importer from purchasing or accepting delivery of any brand of wine unless the person is designated by the brand owner as the authorized importer of that brand.

AB 2163 *Harman* *Assembly G.O. Committee*

Provides for the allocation of \$100,000 each fiscal quarter, from the Alcohol Beverage Control Fund, upon appropriation by the Legislature, for the purpose of the Office of

Criminal Justice Planning's Domestic Violence Assistance Program. The provisions of the bill would sunset on January 1, 2006.

AB 2284 *Horton* *Senate Energy, Utilities and Communications*

Requires the Department of Alcoholic Beverage Control to conduct a study to identify potential revenue sources to fund its programs and systems.

This bill was substantially amended on June 24, 2002 in the Senate G.O. Committee with language relating to the Public Utilities Act, and was re-referred to the Committee on Utilities and Commerce.

AB 2334 *Nakano* *Chapter 1027, Statutes of 2002*

Authorizes the State Department of Alcoholic Beverage Control to revoke or suspend an alcoholic beverage license, if the licensee, or the agent or employee of the licensee, violates a specified provision of statutory law relating to the furnishing of drug paraphernalia.

AB 2413 *G.O. Committee* *Chapter 579, Statutes of 2002*

Clarifies an existing exception to tied-house rules for a non-profit theater in Napa County and requires the State Department of Alcoholic Beverage Control to include information on enforcement efforts conducted in conjunction with local law enforcement in their annual report to the Legislature.

AB 2518 *Bill Campbell* *Assembly G.O. Committee*

Permits alcoholic beverage suppliers to conduct sweepstakes or contests that offer adults the opportunity to win prizes or other things of value. The bill specified that sweepstakes or contests shall be available only to persons of legal drinking age in this state. Alcoholic beverages shall not be given as sweepstakes or contest prizes, and sweepstakes or contest prizes may not be awarded to any retail licensee.

AB 2577 *Cox* *Senate G.O. Committee*

Authorizes a local governing body to determine that the public convenience and necessity will be served by the issuance of an alcoholic beverage license only if the license is made subject to conditions outlined by the local governing body. Requires the Department of Alcoholic Beverage Control (ABC) to review the requested conditions and determine whether a license should be issued subject to those conditions and any others the ABC deems to be appropriate.

AB 2801 *Chavez*

Chapter 246, Statutes of 2002

Makes modifications to the Alcoholic Beverage Control Act by allowing purchases of distilled spirits by the holder of a temporary permit to be made in the same manner as purchases by that permitholder of beer and wine.

SB 647 *Costa*

Chapter 582, Statutes of 2001

Broadens an existing tied-house exception to allow a licensed beer manufacturer, winemaker, or a distilled spirits manufacturer or agent to purchase advertising from, or on behalf of, an on-sale licensee that is an owner or major tenant of the following: a) an outdoor stadium and an enclosed arena with fixed seating capacities in excess of 10,000 seats located in Fresno County, and b) an athletic and entertainment complex with specified stadium seating capacities located within Riverside County.

SB 1035 *Perata*

Chapter 657, Statutes of 2001

Allows a person in possession of lawfully acquired alcoholic beverages to sell that stock to other licensees, as authorized by the Department of Alcoholic Beverage Control, following the revocation or voluntary surrender of, or failure to renew, the licensees' alcoholic beverage license.

SB 1189 *Costa*

Chapter 47, Statutes of 2002

Allows an alcohol manufacturer to purchase advertising from, or on behalf of, an on-sale licensee located in Tulare County and San Bernardino County, as specified.

SB 1422 *Burton*

Chapter 895, Statutes of 2002

Extends to off-sale beer and wine licensees, the same privilege currently held by beer and wine wholesalers with regards to the sale of specified lawful products to on-sale beer and wine licensees.

This bill was substantially amended on August 25, 2002 in the Assembly G.O. Committee with language relating to the Private Investigator Act, and was re-referred to the Assembly Committee on Labor and Employment.

SB 1583 *Burton*

Assembly Inactive File

Allows an alcoholic beverage manufacture or wholesaler to build displays advertising or promoting their product(s) on the premises of on-sale licensees, in addition to on the premises of off-sale licensees as allowed under current law.

SB 1774 *Chesbro*

Chapter 413, Statutes of 2002

Permits any manufacturer, importer, or wholesaler to receive, store, and deliver wine as specified in its license, at and from a public warehouse licensed by the department,

without holding an additional license at the warehouse. However, a license at a public warehouse will be required by an out-of-state business whose alcoholic beverages come to rest, are stored, and shipped from a public warehouse in California.

ATHLETICS (2)

AB 286 *Cedillo* *Chapter 776, Statutes of 2001*

Makes several changes affecting the California State Athletic Commission's administration of boxers' pension funds.

SB 694 *Sher* *Vetoed*

Would have enacted the Uniform Athlete Agents Act to regulate the activities of an athlete agent in soliciting or contracting with a student or professional athlete to represent him or her in negotiations for a professional sports or endorsement contract, as defined. The bill would have prohibited, subject to specified exceptions, a person from acting as an athlete agent without a certificate of registration issued by the Department of Consumer Affairs. The bill would have authorized the department to assess civil penalties and to suspend, revoke, or refuse to renew registration for specified conduct that justifies denial of registration.

EMERGENCY SERVICES (22)

AB 669 *Hertzberg* *Chapter 731, Statutes of 2002*

This bill authorizes local public agencies to establish a 311 non-emergency telephone system on a voluntary basis.

AB 977 *Alquist* *Senate Appropriations*

Requires the Director of Finance to transfer from the General Fund to the Earthquake Emergency Investigations account sufficient funds to restore the existing balance to \$100,000 on any succeeding July 1st, beginning in 2002.

AB 1376 *Wyman* *Chapter 462, Statutes of 2001*

Requires the Department of Transportation to apply to the federal Department of Transportation for funding to test, in one or more cities, the effectiveness of signal

emitters and sensors on reducing accidents involving emergency response vehicles. The bill additionally requires the department to submit a report on its findings to the budget and transportation committees of the Legislature within six months after the study is completed.

AB 1432 *Corbett*

Chapter 822, Statutes of 2001

Allows the Director of the Office of Emergency Services to implement cost-effective mitigation measures as part of the repairs of public facilities for projects in areas where a state of emergency has been declared by the Governor.

AB 1477 *Hertzberg*

Vetoed

Would have allowed cities, counties, and certain joint powers authorities to establish a 311 non-emergency telephone system and authorizes a surcharge increase of up to .25% in those locales which opt to provide the non-emergency system.

AB 1763 *Richman*

Assembly Appropriations

Creates a commission to study public health emergency issues and recommend a public health emergency plan to the Governor.

AB 1815 *Frommer*

Assembly Appropriations

Authorizes the Treasurer to sell "California homeland defense bonds" for the purpose of funding antiterrorism activities by local public safety and emergency services agencies.

AB 2000 *Nakano*

Assembly Appropriations

Requires the state Office of Emergency Services to coordinate and develop consequence management (terrorism response) training programs for state and local agency fire service personnel.

AB 2002 *Alquist*

Chapter 460, Statutes of 2002

Requires the Seismic Safety Commission, in consultation with the Director of the Office of Emergency Services, to establish an urban search and rescue emergency response advisory committee.

AB 2018 *Nakano*

Chapter 1091, Statutes of 2002

Establishes the Public Safety Communications Act of 2002 for the purpose of developing and implementing a statewide integrated public safety communication system and empowers the existing Public Safety Radio Strategic Planning Committee to have primary responsibility in state government for the development of public safety communications interoperability.

AB 2335 *Pavley* *Assembly Appropriations*

Requires the Office of Emergency Services (OES) to establish a program to provide hazardous materials response apparatus, equipment and specialized training to state and local agencies that provide fire suppression activities.

AB 2406 *G.O. Committee* *Chapter 461, Statutes of 2002*

This bill renames the "Natural Disaster Assistance Act", administered by the Governor's Office of Emergency Services, as the "Disaster Assistance Act", and expands the authorized uses of Natural Disaster Assistance Funds to include disasters caused by terrorism or epidemic.

AB 2409 *Jackson* *Chapter 855, Statutes of 2002*

Requires the Office of Emergency Services to study the ability of California television and radio stations to notify the public of an emergency 24 hours a day and report its findings and recommendations to the Legislature by July 1, 2003.

AB 2522 *Dutra* *Chapter 243, Statutes of 2002*

Requires the California Highway Patrol, in cooperation with the Office of Emergency Services and other specified federal, state, and local agencies, to perform a risk assessment of the state's transportation system and to submit a confidential report of its findings to the Governor and the Legislature's leadership prior to January 1, 2003.

AB 2599 *Daucher* *Assembly G.O. Committee*

Creates the Anti-Terrorism Task Force Trust Fund for the purpose of allocating funds appropriated to the Office of Emergency Services for that purpose to regional antiterrorism task forces formed as joint powers authorities.

SB 1350 *McPherson* *Chapter 612, Statutes of 2002*

Creates the Emergency Response Training Advisory Committee and establishes terrorism training standards for first responders.

SB 1629 *Soto* *Chapter 1050, Statutes of 2002*

Creates a grant program for firefighters to receive Emergency Medical Technician Paramedic training and allows the Director of the Department of Finance to transfer any federal funds earmarked for paramedic training to support this program.

ACR 18 *Frommer*

Senate Inactive File

This concurrent resolution urges the Governor to order the Office of Emergency Services and all local disaster relief and municipal emergency services agencies to stand ready to provide assistance with regard to the earthquakes that struck El Salvador and India in 2001. The resolution also calls upon the state to post a public service announcement on the state website and public television stations with information on how to contact the Consul General of El Salvador, the Consul General of India, and nonprofit relief organizations assisting the recovery efforts in El Salvador and India.

ACR 27 *Dickerson*

Res. Chapter 47, Statutes of 2001

This measure expresses the sympathy of the Legislature for those who died or lost loved ones in the earthquake that struck India on January 26, 2001. It also acknowledged the efforts of the India Earthquake Relief Fund.

AJR 31 *Thomson*

Res. Chapter 61, Statutes of 2002

Memorializes the President and the Congress of the United States to enact legislation to provide funds to states and local governments to provide the necessary security and relief measures to protect local citizens from terrorism.

SJR 48 *Polanco*

Res. Chapter 132, Statutes of 2002

Resolution requesting first responder preparedness funds from the federal government. The resolution requests that the President and Congress of the United States make sufficient funds available to California to support the state's Fire Service first responder preparedness needs.

AB 69 (2x) *Bogh*

Chapter 13, Statutes of 2001

Permits the Governor, or the Director of the Office of Statewide Health Planning and Development, to suspend the enforcement of laws and regulations related to the building, construction, or renovation of long-term health care facilities, as specified, when extraordinary conditions exist within the State that create an emergency situation relating to an inadequate supply of energy.

FIRE MARSHAL/FIRE SAFETY (4)

AB 70 *Wright*

Chapter 837, Statutes of 2001

Enacts the Firefighting Thermal Imaging Equipment Act of 2001, and establishes in the Office of Emergency Services a thermal imaging equipment purchasing program to assist local and state agencies that are interested in purchasing this equipment.

AB 464 *Frommer*

Chapter 779, Statutes of 2001

Reduces the membership of the State Board of Fire Services (Board) from 18 to 17 members, modifies the composition of the Board to include specified state representatives, and revises the selection process for the volunteer firefighter, the fire chiefs, and the fire service labor representatives on the Board.

AB 529 *Dickerson*

Assembly Appropriations

Requires the State Fire Marshall to employ traveling training officers to provide training to volunteer fire departments, and requires the state to reimburse volunteer fire departments for community college training costs.

AB 2233 *Wright*

Assembly Appropriations

Would enact the Firefighting Equipment Bond Act of 2002, which, if adopted, would authorize, for the purpose of financing the thermal imaging equipment purchasing program and the provision of other firefighting equipment by the office to state and local agencies, as specified, the issuance, pursuant to the State General Obligation Bond Law, of bonds in the amount of \$85,000,000.

GAMING (14)

AB 54 *Wesson*

Chapter 941, Statutes of 2001

Clean-up legislation that deletes the statutory definition of what constitutes a banking game or banked game, modifies the legislative intent language contained in AB 1416 (Wesson), Chapter 1023, Statutes of 2000, and provides that card club player fees may be collected either before or after the start of play of a card game occurring in a card club.

AB 66 *Wesson*

Chapter 23, Statutes of 2001

Augments the 2000-01 budget of the California Gambling Control Commission by appropriating an amount of \$1.35 million from the Gambling Control Fund and the Indian Gaming Special Distribution Fund to provide for the partial-year operation of the Commission.

AB 572 *Firebaugh*

Senate Inactive File

Authorizes a publicly traded corporation to be eligible for licensure as an owner in no more than two card clubs, as specified, provided the corporation meets the applicable eligibility and licensing provisions of the Gambling Control Act and any other requirements established by the California Gambling Control Commission

(Commission). This bill also allows specified persons and corporations to obtain a gambling license despite having a financial interest in an establishment that offers forms of gambling that are illegal in the state, so long as the Commission, upon recommendation by the Division of Gambling Control, finds that the ownership interest is not detrimental to enforcement of state gaming law.

AB 1125 *G.O. Committee*

Senate G.O. Committee

Extends the report requirement date from January 1, 2000 to January 1, 2003 regarding when the California Gambling Control Commission must submit its findings to the Governor and the Legislature concerning: 1) The consequences, benefits, and disadvantages of imposing a state tax on revenue generated by licensed gambling establishments, and; 2) the regulation of advertising for the purpose of limiting exposure of children to materials promoting gambling.

AB 1217 *Briggs*

Chapter 254, Statutes of 2001

Grants immunity from civil liability to gambling establishments for mistakenly ejecting or excluding an individual so long as the ejection or exclusion was based on a reasonable and good faith belief, and after a reasonable investigation, that it was permissible under the provisions of the Gambling control Act. This immunity does not apply, however, to damages arising from the means of ejection or exclusion.

AB 1229 *Frommer*

Senate G.O. Committee

Prohibits any person from operating or betting against any prohibited online gambling game, as defined, with specified penalties for violations.

AB 2286 *Horton*

Senate Inactive File

Establishes a stand-alone chapter within the Government Code for Native American Gaming Compacts.

AB 2399 *G.O. Committee*

Chapter 737, Statutes of 2002

Authorizes a person possessing a license to operate a gambling establishment to remove from his or her licensed premises any person who, while on the premises, is under the influence of a controlled substance.

AB 2431 *G.O. Committee*

Chapter 738, Statutes of 2002

Renumbers various sections and article headings within the Gambling Control Act, eliminates outdated references, resolves conflicting provisions, and makes other technical and clarifying changes.

SB 612 *Soto*

Chapter 221, Statutes of 2001

Adds an officer who may be of the rank of brigadier general to the section of the Military and Veterans Code that describes the composition of the office of the Adjutant General within the Military Department.

SB 1498 *Vincent*

Vetoed

Would have required the Governor to proclaim June 19 of each year as "Juneteenth, Emancipation Day," to urge the people of California to celebrate freedom from the vestiges of racial discrimination and the abolition of all badges and incidents of slavery and to honor and reflect on the significant role that African-Americans have played in the history of the United States.

SB 1577 *Knight*

Assembly G.O. Committee

Requires the holiday tree to be renamed as the Capitol Christmas Tree. The bill requires that the annual Christmas tree that is traditionally decorated and erected on the grounds of the state capitol building be referred to as the "Capitol Christmas Tree" on signs/placards and government documents.

SCR 77 *Vincent*

Res. Chapter 87, Statutes of 2002

Declares June 19 permanently as Juneteenth, Emancipation Day, throughout the State of California, that all Californians celebrate freedom from the vestiges of racial discrimination and the abolition of all badges and incidents of slavery and take this opportunity to reflect on the significant role that African-Americans have played in the history of the United States, and California in particular, and on the positive impact that African-Americans continue to make on society.

HORSE RACING (31)

AB 157 *Strickland*

Senate G.O. Committee

Broadens the definition of "propositional wagering" to include wagers on propositions approved by the California Horse Racing Board that are based on the results of all live horse races, instead of just quarter horse races.

AB 186 *Chavez*

Vetoed

Would have exempted quarter horse racing associations from paying the state license fee imposed upon the amount received by racing associations from out-of-state betting

systems, and would have required that these revenues be redistributed to supplement the purses of a California-bred Quarter Horse Championship race program.

AB 327 **Harman** *Senate Inactive File*

Allows a racing association that conducts thoroughbred races in the southern zone to execute an agreement with a thoroughbred racing association to distribute the signal and accept wagers on out-of-country thoroughbred races, as specified.

AB 413 **Harman** *Chapter 65, Statutes of 2001*

Requires the California Horse Racing Board to establish annual California-bred Quarter Horse Championship races, and to supplement the purses for these races using existing revenues derived from a percentage of wagers placed upon imported quarter horse races.

AB 471 **Hertzberg, Wesson, Aroner, Briggs** *Chapter 198, Statutes of 2001*

Establishes a racetrack backstretch employee labor relations process, requires the California Horse Racing Board (CHRB) to adopt housing standards for employee housing at racetracks, and authorizes the CHRB to permit racing associations to accept "advanced deposit wagers," as defined.

AB 672 **Strom-Martin** *Chapter 27, Statutes of 2001*

Extends overlap protection to the Humboldt County Fair in the event a fair or racing association other than the San Mateo County Fair conducts a simultaneous race meeting.

AB 762 **Papan** *Chapter 848, Statutes of 2001*

Authorizes the California Horse Racing Board to permit the San Mateo County Fair to conduct live racing meetings at another site within or outside San Mateo County if its present site at Bay Meadows racetrack is unavailable.

AB 856 **Wesson** *Chapter 783, Statutes of 2001*

Technical clean-up to AB 471 (Hertzberg, Wesson, et al, Chapter 198, Statutes of 2001).

AB 1093 **Briggs** *Chapter 933, Statutes of 2001*

Requires enforcement proceedings that allege the use of a prohibited substance, as defined under Class I, Class II, or Class III of the California Horse Racing Board's schedule of prohibited substances, to be referred directly to the Office of Administrative Hearings for administrative adjudication and preparation of a proposed decision for action by the California Horse Racing Board. The bill also extends the "sunset" date for

AB 2393 *G.O. Committee*

Senate Inactive File

Makes technical and clarifying changes to horse racing statutes in a continuing effort to update Horse Racing Law. The bill also adds a number of relevant horse racing related definitions.

AB 2502 *Wyland*

Chapter 90, Statutes of 2002

Extends a sunset provision of current law to January 1, 2008. which requires a thoroughbred racing association or fair to pay a specified amount of purse revenue to a thoroughbred horsemen's organization to help fund a national thoroughbred racing marketing program.

AB 2554 *Thomson*

Chapter 874, Statutes of 2002

Provides upon approval of the California Horse Racing Board, that if the site where the Solano County Fair conducted its 2002 racing meeting is no longer available for horse racing, the fair may operate a satellite wagering facility on its fairgrounds or on leased premises in Solano County. Would allow the fair to conduct a live racing meeting at another site within or outside Solano County under specified conditions. The bill also made clarifying and technical changes.

AB 2619 *Strickland*

Chapter 921, Statutes of 2002

Allocates three positions on the board of directors of the organization representing owners for persons holding licenses as both owners and trainers, and for their spouses who are licensed as owners, as specified, and makes related and conforming changes. This bill would sunset on January 1, 2006.

AB 2830 *Negrete McLeod*

Senate Inactive File

Provides that the California Horse Racing Board may authorize a fair licensed to conduct a racing meeting to operate a satellite wagering facility at its fairgrounds, under the same conditions applicable to a racing association at its racing inclosure.

AB 2869 *Horton*

Chapter 924, Statutes of 2002

Permits the California Horse Racing Board to allow a racing association and the organization representing horsemen to reduce the portion deducted from the pari-mutuel pool for purses and commissions, provided that the change only affect funds available for purses and commissions; and to authorize a racing association licensed to conduct quarter horse racing to conduct mule racing under specified conditions.

AB 2931 *Horton*

Chapter 922, Statutes of 2002

Authorizes funds from a designated marketing program, and also funds used for the purpose of stabling and vanning horses, to be used to defray the cost of workers' compensation insurance for jockeys of thoroughbred trainers and stable employees, as specified.

SB 95 *Vincent*

Chapter 935, Statutes of 2001

Authorizes the California Horse Racing Board to enter into an interstate licensing compact to establish uniform requirements among the party states for the licensing of individuals involved with the horse racing industry.

SB 416 *Vincent*

Vetoed

Would have established a California-bred breeding incentive program for Paint Horses, and required any Quarter Horse racing association or fair that conducts barrel racing, Paint Horse racing, show jumping racing, or steeplechase racing to pay the amount specified under existing law to the Quarter Horsemen's organization for purposes of representing the horsemen and women conducting these races. It would have also established the Pacific Coast Quarter Horse Racing Association as the official registering agency for Paint Horses, and required any association conducting a race meeting that includes Paint Horse racing to deduct a specified percentage of the handle to support the Paint Horse California-bred breeding incentive programs established in the bill.

SB 590 *Perata*

Chapter 936, Statutes of 2001

Authorizes thoroughbred racing associations and fairs in the northern racing zone to increase the number of imported racing simulcasts available to be wagered upon if the California Horse Racing Board reduces the number of live racing days, as specified.

SB 856 *Costa*

Assembly G.O. Committee

Provides that license fees from satellite wagering on horse races, deposited in a special account and continuously appropriated to a separate account in the Fair and Exposition Fund, could be used for earthquake preparedness improvements at fairs, in addition to other current designated uses.

SB 1337 *Vincent*

Chapter 904, Statutes of 2002

Requires that 20% of the distribution from charity day racing be provided as endowment for a nonprofit corporation or trust that assists disabled jockeys. Specifies that when the nonprofit corporation or trust that assists disabled jockeys has received distributions in an amount equal to \$2 million, the distribution shall cease. Specifies that 5% of the charity funds shall be allocated to the welfare fund established for the benefit of horsemen and

backstretch personnel and an additional 5% to a nonprofit corporation, who purpose is to assist horsemen and backstretch personnel who are affected by substance abuse.

SB 1340 *Vincent* *Chapter 282, Statutes of 2002*

Requires an association conducting a race meeting that includes Paint horse racing, to deduct a specified percentage of the handle to support the Paint horse California-bred breeding and owner incentive award program. The bill also defines a "California-bred Paint horse" as a Paint horse foal conceived by a stallion standing in California at the time of conception. Provides that the Pacific Coast Quarter Horse Racing Association is the official registering agency for Paint horses.

SB 1465 *Costa* *Chapter 145, Statutes of 2002*

Allows the California Thoroughbred Breeders Association more discretion over the existing dollars allocated to restricted Cal-bred purses.

SB 1764 *Costa* *Assembly G.O. Committee*

Provides that when both the Fresno District Fair and a thoroughbred association are licensed by the board to conduct a live racing meeting during the same calendar period, the Fair shall receive a percentage, as specified, of the combined satellite wagering commissions payable to the thoroughbred association and the fair.

SB 2035 *Karnette* *Chapter 268, Statutes of 2002*

Allows a harness or Quarter Horse racing association to "bank" up to two out-of-state or out-of-county imported races on a specific race day, and then add those races to another race day's importation schedule, provided that no more than 2 races be added on a single night of racing.

OUTDOOR ADVERTISING (6)

AB 2087 *Oropeza* *Senate Transportation*

Combines existing redevelopment area advertising display exemptions from the Outdoor Advertising Act, and expands the provisions providing an exemption from the prohibition against advertising displays along landscaped freeways to include any advertising display located on publicly owned property.

AB 2361 *Cedillo* *Vetoed*

This bill would exempt, from the prohibition against placing advertising displays adjacent to landscaped freeways, a billboard on the roof of a specified school in Los Angeles, subject to certain conditions.

SB 190 *Perata* *Chapter 54, Statutes of 2001*

Makes an exemption to the Outdoor Advertising Act by permitting the placement of up to five advertising displays located on the Oakland-Alameda County Coliseum Complex property adjacent to a landscaped freeway.

SB 919 *Polanco* *Chapter 928, Statutes of 2001*

Requires the Metropolitan Transportation Authority (MTA) to comply with the Outdoor Advertising Act, the federal Highway Beautification Act, and the rules and regulations of local governments concerning the construction of billboards on MTA land or rights-of-way.

SB 1065 *Perata* *Chapter 284, Statutes of 2001*

Revises portions of the Outdoor Advertising Act pertaining to the illegal removal of trees and shrubs in order to make an advertising display more visible.

SB 1480 *Speier* *Chapter 972, Statutes of 2002*

Revises certain definitions and fines in the Outdoor Advertising Act (Act). The bill strengthens provisions in the Act to require written consent from a city or county as well as the owner of the property site for the billboard. The bill increases annual permit fees and monetary penalties for billboards unlawfully erected.

PUBLIC RECORDS / OPEN MEETINGS (11)

AB 192 *Canciamilla* *Chapter 243, Statutes of 2001*

Clarifies provisions of the Bagley-Keene State Open Meetings Act and updates provisions that govern the use of technological devices to hold public meetings.

AB 1014 *Papan* *Chapter 355, Statutes of 2001*

Requires state and local agencies to assist the public in making requests for public records and to state the estimated date and time when disclosable public records will be made available.

SB 1643 *Johnson*

Chapter 175, Statutes of 2002

Amends closed meeting provisions of the Ralph M. Brown Act to allow local legislative bodies to meet during a dire emergency. The bill adds to the list of documents exempt from disclosure under the Public Records Act to include a document prepared by a local agency that assesses its vulnerability to terrorist attacks or other criminal acts.

SB 1753 *Bowen*

Chapter 847, Statutes of 2002

Modifies the duties of the Independent System Operator (ISO) and requires the ISO to conduct its meetings consistent with open meetings statutes applicable to state agencies. The bill also requires the ISO to provide public access to records, consistent with the general policies of the California Public Records Act.

TOBACCO (12)

AB 163 *Florez*

Assembly Appropriations

Establishes the Tobacco Settlement Fund and requires that, beginning July 1, 2002, ten percent of the state share of all funds received from the Master Settlement Agreement be deposited in the TSF and appropriated as specified.

AB 188 *Vargas*

Chapter 150, Statutes of 2001

Prohibits the smoking or disposal of cigarettes and other tobacco-related products within a playground or "tot lot sandbox area," as defined.

AB 412 *Wesson*

Senate Judiciary

Prohibits self-service displays of tobacco products and the free distribution of tobacco products on private property open to the public; requires minimum cigarette and loose tobacco package sizes, as defined.

AB 1453 *Koretz*

Senate Appropriations

Prohibits any person, firm, or corporation from displaying or making available any ashtrays or other receptacles designed for tobacco-related waste, for use on any premises where smoking is prohibited. This bill also prohibits the distribution of free samples of tobacco products by mail to anyone who has not been previously identified as a consumer of tobacco products who is 18 years of age or older.

AB 1527 *Frommer*

Senate Health & Human Services

Establishes the Tobacco Settlement Investment Fund Task Force to analyze how the state can mitigate the risk of substantial losses in revenues paid to the state pursuant to the

or display of cigarettes or smokeless tobacco products by self-service displays and authorizes civil penalties for violating these provisions. Prohibits the non-sale distribution of cigarettes or smokeless tobacco products to any person on private property that is open to the general public.

SB 1766 *Ortiz*

Chapter 686, Statutes of 2002

Requires each retail sale of cigarettes in the state to be a vendor-assisted, face-to-face sale. Also requires, in non-face-to-face sales in which the seller does not pay applicable state taxes, that California purchasers be notified of their obligation to pay such taxes.

VETERANS (24)

AB 34 *Runner*

Chapter 728, Statutes of 2002

Appropriates monies in the Veterans' Home Fund, as specified, subject to the approval of the State Department of Finance and continuously appropriates, without regard to fiscal years, certain federal matching funds, as specified.

AB 120 *Havice*

Chapter 299, Statutes of 2001

Prohibits a person who provides lending or financing from discriminating against any person based on that person's membership in the military or naval forces of California or the United States of America with respect to the terms of a loan or financing.

AB 211 *Chavez*

Chapter 515, Statutes of 2001

Appropriate \$125,000 from the General Fund to the California Arts Council for allocation to the California Military Museum for the continued operation of the World War II Oral History Program and for the coordination of this program with the California Center for Military History of the California State Military Reserve.

AB 494 *Cardoza*

Chapter 645, Statutes of 2001

Extends the sunset date for the Governor's Commission on Veteran Homes and requires state agencies, as specified, to provide staff assistance to the commission upon its request.

AB 748 *Chavez*

Vetoed

Requires the Bureau of State Audits to conduct an analysis of the effectiveness of the Cal-Vet program. The bill also requires the Bureau of State Audits to report to the Governor and the Legislature on the fiscal status of that program on or before January 1, 2004.

AB 941 *Florez* *Chapter 666, Statutes of 2001*

This bill seeks to increase the participation of disabled veteran business enterprises (DVBE) in state-funded contracts by requiring each state agency, department and governmental entity to appoint a DVBE advocate to assist in meeting the existing participation goals.

AB 1024 *Nakano* *Chapter 190, Statutes of 2001*

Authorizes the Adjutant General to contract with the United States government for the construction of armories.

AB 1060 *Negrete McLeod* *Chapter 265, Statutes of 2001*

Requires the State Department of Veterans Affairs (DVA), in collaboration with the State Department of Health Services, to study the status of homeless veterans in California and to establish a proposal on how to provide adequate housing for California's homeless veterans. The DVA is required to report the findings of the study to the Legislature and the Governor on or before March 15, 2002.

AB 1491 *Vargas* *Chapter 165, Statutes of 2001*

Authorizes the Governor to detail noncommissioned officers of the retired list of the National Guard to active duty.

AB 1593 *Wyman* *Assembly Appropriations*

Expands the definition of "disabled veteran" in the vehicle code to include veterans who have a disability which has been rated at 50 percent or higher by the United States Department of Veterans Affairs, thus increasing the number of military veterans eligible to be exempted, as disabled veterans, from paying motor vehicle registration fees, vehicle license fees, and fees related to special identification license plates.

AJR 5 *Strom-Martin* *Res. Chapter 67, Statutes of 2001*

This measure urges the President and Congress to fully fund the United States Coast Guard's operational readiness and recapitalization requirements.

AJR 17 *Chavez* *Res. Chapter 116, Statutes of 2001*

This bill memorializes the Congress and President of the United States to amend the Internal Revenue Code to change the definition of "qualified veteran" so that Cal-Vet loans can be made to service men and women who entered active military duty after January 1, 1977.

AJR 20 *La Suer* *Res. Chapter 118, Statutes of 2001*

Memorializes the President and Congress to grant full veterans benefits to Filipino veterans of the United States Armed Forces.

SB 2 *Knight* *Assembly Appropriations*

Continuously appropriates \$12 million from the Veterans' Home Fund for the construction of a Veteran's Home in the City of Lancaster.

This bill was substantially amended on August 15, 2002 in the Assembly Appropriations Committee with language relating to personal service contracts, and was re-referred to the Committee on Arts, Entertainment, Sports, Tourism, and Internet Media.

SB 4 *Johannessen* *Chapter 599, Statutes of 2001*

Requires the Governor's Commission on Veterans Homes to make recommendations on the location of future Veterans' Homes including, but not limited to, Shasta County, the Central Valley and Los Angeles County.

SB 45 *Johannessen* *Chapter 6, Statutes of 2001*

Appropriates \$1,778,000 from the General Fund to the Department of Veterans Affairs to fund the Veterans Home of California, Barstow, for the remainder of the 2000-01 fiscal year.

SB 86 *Oller* *Chapter 341, Statutes of 2001*

Requires at least a majority of the board of directors of a memorial district (board) to be veterans, as defined in Section 940 of the Military and Veterans Code. Provides that any board seat that is designated for a veteran, but is not currently filled by a veteran, shall be filled by a veteran at the next election at which that seat is to be filled.

SB 164 *Johannessen* *Chapter 220, Statutes of 2001*

Requires the California Veterans Board to report annually to the Legislature by October 1 in sufficient detail so that members of the Legislature may clearly understand the activities, accomplishments, and expenditures of the board during the past fiscal year.

SB 478 *Johannessen* *Vetoed*

Would have required, at each Veteran Home or Veteran Home site, an administrator recommended by the Secretary of Veterans Affairs and appointed by the Governor.

SB 480 *Johannessen* *Vetoed*

Would have appropriated \$100,000 from the General Fund to the Department of Parks and Recreation for a local assistance grant to the California Military Museum.

SB 781 **Knigh**t *Chapter 281, Statutes of 2001*

This bill would authorize the Department of Veterans Affairs to accept and process applications from veterans who are seeking residency at a veteran's home, beginning on the start date of construction of that particular home.

SB 933 **Margett** *Chapter 283, Statutes of 2001*

This bill gives priority to recipients of the Medal of Honor for residence eligibility in the Veterans' Home of California, and makes widows and widowers of Medal of Honor recipients eligible for residency.

SB 1033 *Knigh*t *Assembly Appropriations*

This bill creates an additional three percent bid preference for certified small businesses that also are certified as disabled veteran business enterprises.

SJR 11 *Machado* *Res. Chapter 105, Statutes of 2001*

Memorializes the President and the Congress of the United States to take appropriate measures to facilitate the design and construction of the Vietnam Veterans Memorial Education Center.