2004

Legislative Summary 2003-2004

Assembly Committee on Public Employees, Retirement and Social Security

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Assembly Committee on Public Employees, Retirement and Social Security

Assemblywoman Gloria Negrete McLeod Chair

Legislative Summary 2003 - 2004

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November 22, 2004

To all Interested Parties:

The following summary of legislation reviewed by the Assembly Committee on Public Employees, Retirement and Social Security during the 2003-04 legislative session includes a brief description of all bills and the status of those bills at the end of the legislative session.

For additional information regarding this summary, or other activities of the Committee, please contact the committee staff at (916) 319-3957.

Sincerely,

Gloria Negrete McLeod
Chair

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Chair
Assembly Bill 55 (Correa) - Authorizes a county board of supervisors, in counties operating retirement systems under the County Employees' Retirement Law of 1937 (’37 Act), to allow active members of the retirement system to purchase up to five years of additional service credit.  
Chapter 261, Statutes of 2003.

Assembly Bill 67 (Negrete McLeod) - Makes various minor and technical amendments to the Government Code administered by the California Public Employees' Retirement System (CalPERS).  
Chapter 10, Statutes of 2003.

Assembly Bill 75 (Negrete McLeod) - Allows contracting agencies of the California Public Employees' Retirement System (CalPERS) to increase the post-retirement survivor continuance benefit paid to the survivors of retired local firefighters.  Assembly Appropriations Committee.

Assembly Bill 80 (Bogh) - Allows firefighters in counties operating retirement systems under the County Employees' Retirement Law of 1937 (’37 Act) to purchase service credit for prior firefighting service with any public agency for additional retirement credit.  Vetoed by the Governor.

Assembly Bill 85 (Assembly Bill 85 (Wiggins) - Provides that service credit accrued in a ’37 Act County Retirement System which is based on temporary, seasonal, intermittent, or part time service by a member is credited as continuous service by the member.  Chapter 830, Statutes of 2003.

Assembly Bill 91 (Dutton & Bogh) - Makes minor changes to the benefit programs administered by the California State Teachers' Retirement System (CalSTRS). Permits community colleges to offer the Cash Balance (CB) Benefit Program to its part-time classified employees.  Senate Appropriations Committee.

Assembly Bill 106 (Corbett & Dutton) - Allows a surviving spouse who was married to a member of the California State Teachers' Retirement System (CalSTRS) Defined Benefit Program for less than a year prior to the member's death to receive survivor benefits if certain conditions are met.  Chapter 548, Statutes of 2003.

Assembly Bill 109 (Dymally) - Makes it unlawful for a public school employer to provide inaccurate or misleading information regarding the employer's finances to an exclusive representative during labor negotiations.  Chapter 276, Statutes of 2003.
Assembly Bill 133 (Bogh) - Allows Riverside County to reclassify deputy coroners as local safety members of the California Public Employees' Retirement System (CalPERS) and thereby exclude them from coverage under Social Security. **Assembly Appropriations Committee.**

Assembly Bill 144 (Correa) - Makes specified welfare fraud investigators and administrators in Orange County eligible for safety membership benefits. **Chapter 171, Statutes of 2003.**

Assembly Bill 199 (Oropeza) - Transfers the jurisdiction of labor disputes regarding the supervisor's bargaining units at the Los Angeles County Metropolitan Transportation Authority (MTA) from the California Public Utilities Commission (PUC) to the California Public Employment Relations Board (PERB). **Chapter 833, Statutes of 2003.**

Assembly Bill 212 (Maze) - Authorizes a member of the Defined Benefit Program of the California State Teachers' Retirement Plan, upon the making of a specified certification by their employer and pursuant to the terms of a memorandum of understanding (MOU), to receive credit for an additional four years of service, if those members retire within a designated period, prior to January 1, 2005 and other conditions are met. **Senate Appropriations Committee.**

Assembly Bill 265 (Mullin & Negrete McLeod) - Makes changes to the annual General fund contribution that is made to the California State Teachers' Retirement System (CalSTRS) Supplemental Benefit Maintenance Account. Suspends the state's Supplemental Benefits Maintenance Account (SBMA) contribution for 2004-05. Requires the state to pay back the 2004-05 amount and the previously suspended 2003-04 contribution, beginning in 2010. **Senate Appropriations Committee.**

Assembly Bill 266 (Mullin) - Authorizes the San Mateo County Board of Supervisors to negotiate through collective bargaining, a phased-in implementation of survivor benefits for domestic partners. **Chapter 79, Statutes of 2003.**

Assembly Bill 268 (Mullin) - Requires that the training provided to newly appointed state supervisors include training on employment law relating to persons with disabilities. **Chapter 165, Statutes of 2003.**
Assembly Bill 273 (Bogh) - Appropriates, in a continuous manner, from the General Fund funds to pay specified state employees for work performed on or after July 1 of a fiscal year for which no budget has been enacted. Assembly Appropriations Committee.

Assembly Bill 285 (Negrete MCLeod) - Appropriates, in a continuous manner, from the General Fund funds to pay specified state employees for work performed on or after July 1 of a fiscal year for which no budget has been enacted. Assembly Appropriations Committee.

Assembly Bill 290 (Firebaugh) - Requires school and community college districts to provide classified school employees and administrators with 45 days notice of layoff and to require short-term employees to be given layoff notices first. Chapter 880, Statutes of 2003.

Assembly Bill 310 (Kehoe) - Requires a school employer to transmit money collected or deducted from an employee's salary for employee organization dues or fair share fees within specified periods. Chapter 344, Statutes of 2003.

Assembly Bill 369 (Bermudez) - Allows retired state correctional officers to work full time in city and county correctional facilities, as specified, without being forced to reinstate into membership with the California Public Employees' Retirement System (CalPERS). Chapter 861, Statutes of 2003.

Assembly Bill 374 (Chan) - Allows a board of retirement of a 1937 Act County Retirement System to set administrative expenditures cap based on an asset level reached during positive market returns. Requires that the authority to set the spending cap will sunset three years from the effective date of this bill. Chapter 95, Statutes of 2003.

Assembly Bill 375 (Bermudez) - Approve provisions that require the expenditure of funds of addenda to a MOU entered into between the state employer and State Bargaining Units 1, 4, 7, 9, 10, 11, 12, 13, 14, 15, 17, 20 and 21. Chapter 615, Statutes of 2003.

Assembly Bill 385 (Nakano) - Requires, at the discretion of the employee, a state agency to issue the required itemized earnings statement electronically, rather than in writing. Specifies that the provision of the electronic statement of itemized deductions shall only be provided based on certain funding contingencies. Chapter 433, Statutes of 2003.
Assembly Bill 398 (Mullin) - Authorizes the Board of Supervisors of San Mateo County to provide retirement benefits for some, but not all, general members or safety members of that county.  Chapter 96, Statutes of 2003.

Assembly Bill 419 (P.E., R. & S.S. Com.) - Makes clarifying changes to provisions enacted in 2003 that revised the composition of the membership of the Teachers' Retirement Board (Board) and provided for three of the members to be elected by the members of the California State Teachers' Retirement System (CalSTRS) beginning January 1, 2004.  Chapter 11, Statutes of 2004.

Assembly Bill 424 (Richman) - Authorizes specified school districts to make school based appointments to classified service in consideration of special job requirements.  Chapter 881, Statutes of 2003.

Assembly Bill 434 (Hancock) - Extends an existing exemption from the earnings limitation for California State Teachers' Retirement System (CalSTRS) Defined Benefit (DB) Program members who return to provide direct classroom instruction to pupils in K-12, as specified.  Extends the current earnings limitation eligibility date from January 1, 2000, to January 1, 2003, specifying that in order to be eligible for the exemption a CalSTRS DB Program member must be retired prior to January 1, 2003, and be employed to provide direct classroom instruction to K-12 pupils or specified support to new teachers.  Chapter 147, Statutes of 2004.

Assembly Bill 457 (Negrete McLeod) - Would have provided early retirement incentives for state, local, and school employees who are members of California Public Employees Retirement System (CalPERS).  Provides an additional two years of service and two years of age (2+2) for members retiring within a specified time period to be designated by the Director of the Department of Finance (DOF).  Vetoed by the Governor.

Assembly Bill 459 (Negrete McLeod) - Provides for the ratification of a memorandum of understanding (MOU) for an unnamed Bargaining Unit (Spot Bill).  Senate Labor and Industrial Relations.

Assembly Bill 460 (Negrete McLeod) - Provides for the ratification of a memorandum of understanding (MOU) for an unnamed Bargaining Unit (Spot Bill).  Senate Rules Committee.

Assembly Bill 465 (Negrete McLeod) - Provides for the ratification of a memorandum of understanding (MOU) for an unnamed Bargaining Unit (Spot Bill).  Senate Public Employment and Retirement.
Assembly Bill 475 (Correa) - Raises the loan to value ratio for a home loan under the CalPERS Member Home Loan from the existing 95 percent up to 100 percent. Chapter 97, Statutes of 2003.

Assembly Bill 476 (Correa) - Provides that a temporary, seasonal, intermittent, or part time only safety member who provides services to a county or district, followed by service under a reciprocal retirement system, followed by reemployment with that county or district within a specified timeframe does not break the continuity of service. Senate Appropriations Committee.

Assembly Bill 507 (Hancock) - Requires a public agency to provide probationary employees whose employment is being terminated with a written statement of the reason for termination. Assembly Appropriations Committee.

Assembly Bill 552 (Chavez) - Authorizes specified public safety members who have elected to receive additional service credit and have retired due to disability, to cancel payments for that service credit prospectively in certain cases in which the election to purchase service credit will not increase the member's allowance. Chapter 835, Statutes of 2003.

Assembly Bill 555 (Bogh) - Approves provisions that require the expenditure of funds of a memorandum of understanding entered into between the state employer and an unspecified employee organization. Assembly Appropriations Committee.

Assembly Bill 577 (J. Horton) - Revises certain procedures regarding the rehire of laid off employees and the process for allowing dismissed employees to takes civil service exams. Chapter 836, Statutes of 2003.

Assembly Bill 632 (Kehoe) - Provides for the extension of employment benefits to specified In-home support services (IHSS) workers. Chapter 209, Statutes of 2003.

Assembly Bill 676 (Nakanishi) - Allows former employees of the Independent Data Processing Center (IDPC), a California Public Employees' Retirement System (CalPERS) public agency that was terminated, who took a refund of member contributions at the time of termination, to redeposit those contributions and interest in CalPERS and thereby receive credit for that service. Chapter 560, Statutes of 2003.
Assembly Bill 697 (Maldonado) - Revises the definition of "meet and confer" as it is used in the Bill of Rights for State Excluded Employees (BRSEE) to require that the state fully consider the presentations made by organizations representing excluded employees prior to reaching a decision, and makes other minor technical changes in the BRSEE statutes. Vetoed by the Governor.

Assembly Bill 719 (Negrete McLeod) - Allows various California Public Employees' Retirement System (CalPERS) members, to purchase up to five years of non-qualified service in CalPERS. Chapter 838, Statutes of 2003.

Assembly Bill 753 (Leslie) - Provides continuing health benefits for surviving spouses married for less than one year, as long as they were married prior to the onset of the illness or injury leading to the safety officer's death. Chapter 440, Statutes of 2004.

Assembly Bill 806 (Wiggins) - Excludes certain rehabilitation projects from state personal services contracting requirements. Chapter 26, Statutes of 2004.

Assembly Bill 821 (Matthews) - Approves provisions that require the expenditure of funds of a memorandum of understanding entered into between the state employer and State Bargaining Unit 12, the International Union of Operating Engineers, and would provide that the provisions of any memorandum of understanding that require the expenditure of funds shall become effective even if the provisions of the memorandum of understanding are approved by the Legislature in legislation other than the annual Budget Act. Assembly Inactive File.

Assembly Bill 824 (Matthews) - State employees: memorandum of understanding (MOU). Approves provisions that require the expenditure of funds of a MOU entered into between the state employer and State Bargaining Unit 13, the International Union of Operating Engineers, and would provide that the provisions of any MOU that require the expenditure of funds shall become effective even if the provisions of the MOU are approved by the Legislature in legislation other than the annual Budget Act. Vetoed by the Governor.

Assembly Bill 862 (Firebaugh) - Requires a state agency that seeks the consent of the Attorney General to employ outside counsel shall provide the representative of Bargaining Unit 2 with notice of the request. Chapter 883, Statutes of 2003.
Assembly Bill 886 (Diaz) - Provides for the ratification of a memorandum of understanding (MOU). Approves provisions that require the expenditure of funds of a MOU entered into between the state employer and an unspecified employee organization, and would provide that the provisions of any MOU that require the expenditure of funds shall become effective even if the provisions of the MOU are approved by the Legislature in legislation other than the annual Budget Act. Senate Public Employment and Retirement.

Assembly Bill 896 (Diaz) - Allows, by contract option, locally elected and appointed officials who have been excluded from membership in California Public Employees Retirement System (CalPERS) since 1994 to elect membership in CalPERS after January 1, 2003, and purchase formerly excluded service. Assembly Inactive File.

Assembly Bill 899 (Wiggins) - Extends binding arbitration rights over economic disputes to firefighters of the State Department of Forestry and Fire Protection (CDF), and clarifies the application of provisions of AB 1357 (Wiggins), Chapter 1132, Statutes of 2002, relating to personal services contracts. Vetoes by the Governor.

Assembly Bill 918 (Chan) - Specifies that classified school employees, who are working outside of their regular assignments, are to receive compensation and benefits for the additional assignment at the regular classified pay rate for the position. Chapter 280, Statutes of 2003.

Assembly Bill 933 (Reyes) - Adds stepchildren to the current laws that provide death benefits to the surviving children of law enforcement officers and firefighters who are killed in the line of duty. Chapter 840, Statutes of 2003.

Assembly Bill 977 (Diaz) - Approve provisions that require the expenditure of funds of addenda to a MOU entered into between the state employer and State Bargaining Units 16 and 19. Chapter 616, Statutes of 2003.


Assembly Bill 1027 (Bermudez) - Requires the Department of Personnel Administration (DPA) and the California Association of Professional Scientists to jointly survey scientific classifications in various California public agencies. Vetoes by the Governor.
Assembly Bill 1038 (Negrete McLeod) - Provides classified employees with specified employment rights currently accorded to certificated employees. Chapter 843, Statutes of 2003.

Assembly Bill 1070 (Laird) - Reduces the reclassification review period for classified school employees in Merit System districts from three years to two years. Chapter 181, Statutes of 2003.

Assembly Bill 1082 (Laird) - Expands the current definition of a domestic partner to include two people who meet the criteria of a domestic partnership, as defined by the contracting agency, if the contracting agency adopted that definition prior to January 1, 2000. Chapter 764, Statutes of 2003.

Assembly Bill 1141 (Diaz) - Deletes confidential and supervisory employees from the list of employees for which an agency shop arrangement shall not apply. Chapter 311, Statutes of 2003.

Assembly Bill 1156 (Nunez) - Makes clarifying changes to the provisions authorizing a public agency to adopt reasonable rules and regulations after consultation in good faith with representatives of a recognized employer-employee organization. Chapter 215, Statutes of 2003.

Assembly Bill 1207 (Corbett) - Makes available to school and community college districts, two Golden Handshake options for employees who are members of the California State Teachers' Retirement System (CalSTRS). Chapter 313, Statutes of 2003.

Assembly Bill 1253 (Bermudez) - Provides an additional 2 years of service credit for specified employees of the California State University (CSU). Vetoed by the Governor.

Assembly Bill 1281 (Pavley) - Makes specified changes in the calculation of the retirement allowance of local safety members for industrial disability. Senate Appropriations Committee.

Assembly Bill 1321 (Oropeza) - Requires California Public Employees Retirement System (CalPERS) to provide a quarterly actuarial cost report, to any contracting agency that requests it. Chapter 848, Statutes of 2003.
Assembly Bill 1362 (Kehoe) - Authorizes a public agency, which is defined to include counties, cities, municipal corporations, political subdivisions, public districts, and other public agencies of the state, to establish wage deduction programs on behalf of domestic partners for tax qualified deferred compensation program. **Vetoed by the Governor.**

Assembly Bill 1428 (Levine) - Deletes the limit on the amount of reimbursement that can be paid to employers of California Public Employees' Retirement System (CalPERS) elected Board members. The term "elected board members" refers to the six members elected by the membership of CalPERS. **Chapter 850, Statutes of 2003.**

Assembly Bill 1463 (Negrete McLeod) - Increases the amount of annual leave or vacation credit awarded per month to excluded employees. **Assembly Appropriations Committee.**

Assembly Bill 1535 (Bermudez) - Appropriate, on a continuous basis, from the General Fund to the Controller an amount necessary for the payment of compensation and employee benefits to state employees, as defined, for work performed on or after July 1 of a fiscal year for which no budget has been enacted. **Assembly Appropriations Committee.**

Assembly Bill 1583 (Koretz) - Prohibits a state agency, including the California State University, from employing a primary care physician as an independent contractor when there is an unfilled, full-time primary care physician position available within the state agency, unless there is a good faith effort to fill the position and is unable to do so. **Failed passage on Senate Floor.**

Assembly Bill 1584 (P.E., R. & S.S.) - Makes a variety of minor and technical amendments to various sections of the Government Code administered by California Public Employees' Retirement System (CalPERS). **Chapter 519, Statutes of 2003.**

Assembly Bill 1585 (P.E., R. & S.S.) - Makes various changes in the administration of 1937 Act County Retirement Systems. **Chapter 520, Statutes of 2003.**

Assembly Bill 1586 (P.E., R. & S.S.) - Makes minor changes to the benefit programs administered by the California State Teachers' Retirement System (CalSTRS). **Chapter 442, Statutes of 2004.**
Assembly Bill 1587 (P.E., R. & S.S.) - Makes various changes regarding retirement board elections and the provision of retirement benefits. 
Chapter 852, Statutes of 2003.

Assembly Bill 1606 (S. Horton) - Authorizes continuing health benefits under the Public Employees' Medical and Hospital Care Act (PEMHCA) for local public agency employees who are on military duty. It authorizes an employee of a contracting agency and his or her family members to continue their enrollment in a health benefits plan for up to one year while the employee is on military duty. 
Chapter 271, Statutes of 2003.

Assembly Bill 1611 (Levine) - Guarantees that a retiree will not receive a reduction in benefits after retirement due to a period of reinstatement to active duty. Authorsizes a person who reinstates from retirement from one of those retirement systems to enroll in a health benefits plan, following his or her subsequent retirement, as an annuitant of the employer from which he or she first retired. Assembly Appropriations Committee.

Assembly Bill 1619 (Jackson) - Eliminates the discretion of the Department of Personnel Administration to determine which payments and allowances are "compensation" for retirement purposes for certain non-civil service employees. This bill would provide that those excluded employees or nonelected officers or employees of the executive branch shall have a specified definition of compensation earnable considered compensation for retirement purposes. Assembly Appropriations Committee

Assembly Bill 1720 (Nunez) - Requires the Authority, on a monthly basis, to transfer from State Transportation Assistance (STA) funds allocated to the Authority, a sum sufficient to maintain the current level of health and welfare benefits and to maintain a prudent reserve of $6,000,000 in the health benefit fund, as established under the terms of the most recently expired collective bargaining agreement for employees and retirees of the Maintenance collective bargaining unit, until a successor collective bargaining agreement is executed. Inactive File.

Assembly Bill 1852 (Mullin) - Authorizes a member of the California State Teachers' Retirement System (CalSTRS) to earn a longevity bonus and makes various changes to a early retirement incentive program. Chapter 935, Statutes of 2004.
Assembly Bill 1875 (Maldonado) - Makes various changes regarding the meet and confer rights of state excluded employees. Chapter 654, Statutes of 2004.

Assembly Bill 1918 (Montanez) - Allows a classified or certificated school employee, in a school district that is not subject to the disability compensation laws, to use up to six weeks of the five-month period during which the employee receives differential pay to take time off work to care for a seriously ill child, spouse, parent, domestic partner, or to bond with a new child. Vetoed by the Governor.

Assembly Bill 1958 (Frommer) - Authorizes the Board of Administration (Board) of the California Public Employees' Retirement System (CalPERS) to establish or enter into a pharmaceutical purchasing consortium with private or public entities. Vetoed by the Governor.

Assembly Bill 1973 (Nation) - Authorizes the California State University (CSU) to agree in a memorandum of understanding (MOU) to wage and benefit issues and to reallocate resources within its budget priorities to effectuate that agreement, if that reallocation is within its overall budget authority specified in the applicable annual Budget Act. Senate Education Committee.

Assembly Bill 1977 (Maze) - Provides that a member of the county retirement system in Tulare County shall be retired for disability if he or she is unable permanently to engage in any substantial gainful employment and either the incapacity arose out of the member's employment or the member has 5 years of service. Assembly Public Employees, Retirement and Social Security Committee.

Assembly Bill 2034 (Campbell) - Prohibits confidential and supervisory employees in local government from participating in an agency shop arrangement. Assembly Public Employees, Retirement and Social Security Committee.

Assembly Bill 2036 (La Suer) - Applies a State Teachers' Retirement System (STRS) longevity bonus to community college instructors who retire concurrently from STRS and the Public Employees' Retirement System (CalPERS). Assembly Appropriations Committee.

Assembly Bill 2075 (Benoit) - Authorizes the Department of Motor Vehicles (DMV) to conduct criminal history background checks under specified circumstances. Chapter 419, Statutes of 2004.
Assembly Bill 2103 (Negrete McLeod) - Amends the current memorandum of understanding (MOU) between the state employer and Bargaining Unit 5 (BU 5)(California Highway Patrol). Chapter 635, Statues of 2004.

Assembly Bill 2232 (P.E.,R.&S.S. Committee) - Allows California State Teachers' Retirement System (CalSTRS) to adjust the current formula for calculating sick leave for part-time community college faculty to service credit. Requires that service credit would be calculated by dividing the number of accumulated leave days by the greater of the number of days of service required for that member's class of employees in a school year; or, the minimum number of days that comprise full-time service for that member. Senate Public Employees & Retirement Committee.


Assembly Bill 2275 (Dymally) - Repeals requirements to annually establish employment goals and timetables based on race or gender that were invalidated by the California Court of Appeal in Connerly v. State Personnel Board, and re-title Chapter 12 of Part 2, Division 5, Title 2 of the Government Code from "Affirmative Action Program" to "State Equal Employment Opportunity Program." Vetoed by the Governor.

Assembly Bill 2314 (Jerome Horton) - Revises disciplinary procedures for managerial employees. Allows managerial employees to be included in current procedures for taking adverse action against state employees. Deletes the provision that the disciplined managerial employee has the burden of proof, and would delete the presumptions that the action was free from fraud and bad faith and that the statement of reasons in the notice of disciplinary action is true. Vetoed by the Governor.

Assembly Bill 2330 (Samuelian) - Provides for the funding of the Volunteer Firefighters Length of Service Award System (Award System). Vetoed by the Governor.
Assembly Bill 2334 (Samuelian) - Requires that certain state supervisors receive salary increases that are exactly the same as salary increases granted to employees they supervise. Assembly Appropriations Committee.

Assembly Bill 2355 (Oropeza) - Requires the board, upon request, to provide information to a contracting agency regarding administrative costs to be charged to each contracting agency with respect to those plans within the system in which the contracting agency participates. Chapter 190, Statutes of 2004.

Assembly Bill 2364 (Correa) - Authorizes state pension systems to establish credit enhancement programs to assist issuers of municipal and public finance debt. Chapter 266, Statutes of 2004.

Assembly Bill 2391 (Koretz) - Prohibits a state agency from contracting for legal services if the hourly rate of compensation for these services equals more than 250% the hourly rate billed to state agencies by State Bargaining Unit 2. Assembly Inactive File.

Assembly Bill 2408 (Yee) - Requires state agencies to complete specified actions regarding vacant bilingual services positions. Vetoed by the Governor.

Assembly Bill 2425 (Cox) - Makes various revisions to the State Merit Awards Program. Assembly Appropriations Committee.

Assembly Bill 2460 (Campbell) - Allows each state department and agency to reduce the number of holidays from 14 to 12. Applies its provisions to excluded employees, nonelected officers or employees of the executive branch who are not members of the civil service, and the Governor and his or her employees. Failed passage in Assembly P.E.,R.&S.S. Committee.

Assembly Bill 2554 (Pavley) - Modifies the exemptions to the post-retirement earnings limitation for certain teaching positions. Chapter 934, Statutes of 2004.

Assembly Bill 2575 (Haynes) - Repeals a requirement of state collective bargaining law that allows the provisions of a Memorandum of Understanding (MOU) to remain in effect once it expires under specified circumstances. Failed passage in Assembly P.E.,R.&S.S. Committee.
Assembly Bill 2680 (Negrete McLeod) - Authorizes the State Teachers' Retirement Board (STRB) to conduct specified real estate activities. Authorizes STRB to remodel, equip, or construct an office building in the greater metropolitan Sacramento area including the City of Sacramento, the County of Sacramento, and the eastern part of Yolo County, for the purposes of establishing a permanent headquarters facility for the system. Removes the California State Teachers' Retirement System (CalSTRS) from the systems for which the Public Employees' Retirement Board has the authority to acquire property. Chapter 378, Statutes of 2004.


Assembly Bill 2692 (Dutton) - Requires an elected official who is convicted of a felony arising out of his or her official duties to forfeit retirement benefits. Assembly Rules Committee.

Assembly Bill 2711 (Leno) - Authorizes the Public Employees' Retirement System (PERS) to enter into an agreement for the transfer assets for certain local employees. Authorizes the Board of Administration of the Public Employees' Retirement System to enter into an agreement with the retirement board of the San Francisco City and County Employees' Retirement System. Chapter 268, Statutes of 2004.

Assembly Bill 2736 (Negrete McLeod) - Provides that officers, warrant officers, and enlisted personnel of the California National Guard, the State Military Reserve, and the Naval Militia shall become state members of the retirement system upon completing at least one year of satisfactory service, whether part-time or full-time, as determined by the Military Department. Authorizes such military personnel to be members of the system even though they are serving on a part-time basis. Authorizes such military personnel to also receive service credit for their prior satisfactory service, whether full-time or part-time, in those state military organizations, if those members pay certain additional contributions to the retirement system. Assembly Appropriations Committee.

Assembly Bill 2750 (Steinberg) - Requires that state employees must be paid in accordance with current memoranda of understanding, in the event the Budget Act has not been enacted on July 1 of a fiscal year (FY). Vetoed by the Governor.
Assembly Bill 2753 (Corbett) - Revises post-retirement provisions of a California State Teachers' Retirement System (CalSTRS) early retirement program. Failed passage in Senate Appropriations.

Assembly Bill 2773 (Richman) - Limits the amount that a retired public employee who is receiving disability retirement benefits may receive in connection with a workers' compensation claim. Failed Passage in Assembly P.E.,R.&S.S. Committee.

Assembly Bill 2891 (Frommer) - Extends eligibility for promotional exams to former employees of fellowship programs. Vetoed by the Governor.

Assembly Bill 2894 (Wiggins) - Authorizes the board of retirement of the Sonoma County retirement system to increase the monthly allowances paid by the system to or on account of members of the system, up to a maximum of 80% of the purchasing power of the initial monthly allowances, if approved by the county board of supervisors. Chapter 435, Statues of 2004.

Assembly Bill 2929 (Chavez) - Requires pay equity for state nurses, educators, and librarians. Assembly Appropriations Committee.

Assembly Bill 2956 (Wiggins) - Increases the time period requirement governing the California Public Employees' Retirement System (CalPERS) and in the County Employees' Retirement Law of 1937 ('37 Act) that a public employee may have a break in service when moving between the two systems in order to qualify for reciprocity. Vetoed by the Governor.

Assembly Bill 2982 (Pacheco) - Creates a procedure for establishing an alternative work assignment in lieu of disability retirement for members of the County Employees' Retirement Law of 1937 ('37 Act) retirement systems. Chapter 379, Statutes of 2004.

Assembly Bill 3008 (Chan) - Authorizes the Alameda County Board of Supervisors to provide various retirement benefits, for some, but not all safety employees. Chapter 662, Statutes of 2004.

Assembly Bill 3076 (Mullin) - Revises a provision of State Teacher's Retirement law related to part-time community college faculty and the defined benefit program. Chapter 474, Statutes of 2004.

Assembly Concurrent Resolution 187 (Negrete McLeod) - Authorizes the payment of Merit Awards to specified state employees. Assembly Appropriations Committee.

Assembly Joint Resolution 29 (Pavley & Richman) - Requests that the President and Congress remove two offset deductions that apply to teachers and other public employees in the state. Resolution Chapter 65, Statutes of 2003.

Senate Bill 53 (Dunn) - Increases the benefit limit for local safety members, highway patrol, state peace officer/firefighter members and related supervisory, managerial and confidential members from 90% to 100% on or after January 1, 2004. Senate Inactive File.

Senate Bill 85 (Torlakson) - Makes specified domestic partners of county employees, in certain counties, eligible for death benefits and survivor benefits subject to approval by the board of supervisors. Chapter 780, Statutes of 2003.

Senate Bill 99 (Burton) - Permits the Legislative Data Center (LDC) to make permanent information technology broadband classification structure. Chapter 528, Statutes of 2003.

Senate Bill 102 (Burton) - Allows the use of unused sick leave to qualify for specified longevity bonuses for members of the State Teachers' Retirement System (CalSTRS). Allows members of CalSTRS to count up to two-tenths of one year of unused sick leave in determining eligibility for career-based enhancements to the Defined Benefit Program allowances. Appropriates $124,000 from the Teachers' Retirement Fund (Fund) to the Teachers' Retirement Board for administrative expenses. Chapter 911, Statutes of 2004.

Senate Bill 126 (Chesbro) - Extends the Rural Health Care Equity Program (RHCEF). Extends the operation of RHCEF from January 1, 2005 to January 1, 2008 and reaffirms the cap on RHCEF payments to Medicare participants to $75 per month. Assembly Appropriations Committee.
Senate Bill 253 (Cedillo) - Repeals the existing authority of a public school employer to request a representative election except for specified reasons, and revises the definition of the term "confidential employee".  
Chapter 190, Statutes of 2003.

Senate Bill 268 (Soto) - Requires various adjustments to the procedure for purchasing service credit when a death or disability occurs.  
Chapter 855, Statutes of 2003.

Senate Bill 269 (Soto) - Allows the California Public Employees' Retirement System (CalPERS) and California State Teachers' Retirement System (CalSTRS) Boards of Administration to determine the compensation of certain investment positions and provides that these determinations must be guided by the principles contained in statutes governing the creation of salary ranges for each class or position.  Chapter 856, Statutes of 2003.

Senate Bill 270 (Soto) - Requires that retirees be provided with advance notice of the proposed changes or use of excess funds by a '37 Act Retirement System.  Chapter 191, Statutes 2003.

Senate Bill 271 (Soto) - Provides enhanced statutes to allow the State Public Employees Retirement System (PERS) Board of Administration to manage the termination of local agencies that contract for retirement services.  Chapter 462, Statutes of 2003.

Senate Bill 274 (Soto) - Establishes the Deferred Retirement Option Program (DROP) as an optional benefit program for safety members (law enforcement and firefighters) of counties operating retirement systems under the County Employees' Retirement Law of 1937 ('37 Act) that choose to offer the program.  Chapter 897, Statutes of 2003.

Senate Bill 436 (Soto) - Creates new procedures for contracts with health care providers and local public agencies for the Public Employees' Medical and Hospital Care Act (PEMHCA), administered by PERS.  Chapter 751, Statutes of 2003.

Senate Bill 437 (Burton) - Authorizes legislative employers to establish the contribution rate for their respective employees for a 12-month period.  
Vetoed by the Governor.
**Senate Bill 439 (P.E. & R.)** - Provides for the ratification of a memorandum of understanding (MOU). Approves provisions that require the expenditure of funds of addenda to MOUs entered into between the state employer and State Bargaining Units 5 and 8. *Chapter 617, Statutes of 2003.*

**Senate Bill 440 (Burton & Assemblyman Wesson)** - Provides that the governing body of an employer agency may, by unanimous vote, reject the decision of an arbitration panel except as specifically provided to the contrary in a city, county, or city and county charter with respect to the rejection of an arbitration award. *Chapter 877, Statutes of 2003.*

**Senate Bill 574 (P.E. & R.)** - Authorizes legislative employers to establish the contribution rate for their respective employees for a 12-month period. *Assembly Appropriations Committee.*

**Senate Bill 624 (P.E. & R.)** - Eliminates an annual salary report, and other annual reports relating to salaries of state employees, incentive awards programs and reduced work time programs. *Chapter 465, Statutes of 2003.*

**Senate Bill 625 (P.E. & R.)** - Permits the Director of the State Department of Personnel Administration (DPA) to designate as a deputy any person employed under the Director's authority to sit and act in his or her place on the Public Employees' Retirement System Board of Administration (The Board), or any of its committees. *Chapter 371, Statutes of 2003.*

**Senate Bill 626 (P.E. & R.)** - Recasts the provisions of the Public Employees' Medical and Hospital Care Act (PEMHCA), including reorganization and renumbering of the sections contained in PEMHCA. Clarifies the provisions of PEMHCA as it is currently administered and applied. *Chapter 69, Statutes of 2004.*

**Senate Bill 627 (P.E. & R.)** - Makes various grammatical, technical and conforming changes to the State Teachers Retirement System Law (STRS Law) to facilitate efficient administration of the State Teachers' Retirement Plan (STRS Plan), which includes the Defined Benefit (DB) Program, the Defined Benefit Supplement (DBS) Program, and the Cash Balance (CB) Benefit Program. *Chapter 859, Statutes of 2003.*

**Senate Bill 906 (Alarcon)** - Establishes standards for the use of personal service contracts by local government, similar to those of state government and school districts, for work currently or customarily done by civil service employees. *Failed passage on the Assembly Floor.*
Senate Bill 1056 (Alarcon) - Provides for the ratification of a memorandum of understanding (MOU). Approves provisions that require the expenditure of funds of addenda to a MOU entered into between the state employer and State Bargaining Units 1, 4, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, and 21. Vetoed by the Governor.

Senate Bill 1137 (Burton) - Requires that the retiree member of the State Teachers' Retirement System (STRS) Board, that is currently appointed by the Governor, be elected by retired and disabled STRS members to a four-year term, beginning January 1, 2006. Vetoed by the Governor.

Senate Bill 1206 (Soto) - Allows boards of retirement 1937 Act Counties to reduce the monthly retirement benefits of members who are responsible for fraudulent compensation reporting. Authorizes the board of retirement to recalculate a member's retirement benefits, and to recover any overpayment of benefits, if the member made, or caused to be made, fraudulent compensation reports or directly or indirectly caused the member's final compensation to be overstated for purposes of the calculation of benefits. Specifies that the period of limitation of actions under this bill's provisions would be 10 years. Chapter 466, Statutes of 2004.

Senate Bill 1260 (Murray) - Authorizes, if approved by the county board of supervisors, a new costing method when members of the County Employees Retirement Law of 1937 ('37 Act), and those members who participate in the Retirement Plan E (Plan E) in Los Angeles County, elect an optional modified retirement allowance, and provides that when the member elects a modified benefit allowance, he or she will pay only the actuarial difference in the cost of the increased survivor benefit. Chapter 152, Statutes of 2004.

Senate Bill 1401 (Perata) - Requires the Board (Board) of Administration of the California Public Employees' Retirement System (CalPERS) to conduct a study and report to the Governor and the Legislature, by December 31, 2005, regarding the adequacy of retirement benefits paid to certain state retirees including retirees with disabilities and their survivors and beneficiaries. Vetoed by the Governor.

Senate Bill 1439 (Speier) - Prohibits a retired annuitant from being hired by a state agency, if during the 12 month period prior to the proposed appointment, the retired person received any unemployment insurance payments arising out of prior employment with the same employer. Chapter 398, Statutes of 2004.
Senate Bill 1601 (P.E.&R. Committee) - Authorizes county retirement boards, pursuant to approval by county boards of supervisors, to make adjustments in the calculation and disbursements of specified safety retirement benefits. **Vetoed by the Governor.**

Senate Bill 1603 (P.E.&R. Committee) - Makes a variety of minor and technical changes to various sections of the Government Code administered by the State Public Employees Retirement System. **Chapter 231, Statutes of 2004.**

Senate Bill 1892 (Burton) - Establishes various guidelines that must be followed by state agencies when initiating personal services contracts. **Vetoed by the Governor.**

Senate Concurrent Reolution 11 (Soto) - This resolution states that the Legislature encourages California public pension plans to take affirmative action to impel pharmaceutical companies to make AIDS drugs affordable to people in lesser developed countries. **Resolution Chapter 111, Statutes of 2003**