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Affordable Housing

SB 545 (Cox) – Affordable Housing Innovation Fund

PIFC Position: Watch

Status: Senate Transportation and Housing Committee

This bill authorizes the Legislature, in awarding funds from the Affordable Housing Innovation Fund, to review and adopt policies that alleviate identified obstacles associated with the construction of workforce housing in communities residing within the jurisdiction of a bi-state compact.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0501-0550/sb_545_bill_20070222_introduced.pdf

Agent/Broker

AB 267 (Calderon, C.) – Annuity Sales: Seniors

PIFC Position: Watch

Status: Assembly Insurance Committee

This bill requires an insurance producer agent or insurer, when making a recommendation to a senior consumer, for the purpose or exchange of an annuity, to have reasonable grounds for believing that the recommendation is suitable for the senior based on the facts disclosed by the senior relating to his or her financial situation and needs. This bill requires insurers to establish a system to supervise compliance with the placement of annuities to senior consumers.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0251-0300/ab_267_bill_20070329_amended_asm_v98.pdf

AB 720 (De Leon) – Insurance: Licenses

PIFC Position: Watch

Status: Chapter 270 of the 2007 Statutes

This bill establishes two agent license types, a life-only license and an accident and health license, and defines the authorities of the license types and specifies the requirements for licensure and continuing education requirements.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0701-0750/ab_720_bill_20071005_chaptered.pdf

AB 731 (Solorio) – Health Care Coverage: Public Agencies

PIFC Position: Watch

Status: In Assembly

This bill declares the intent of the Legislature to require health care coverage providers to disclose to public agency governing boards that they contract with all fees and commissions paid to the agency's insurance broker.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0701-0750/ab_731_bill_20070222_introduced.pdf

AB 797 (Coto) – Insurance Agents

PIFC Position: Support

Status: Chapter 271 of the 2007 Statutes

This bill creates a limited lines automobile insurance agent license and authorizes the Curriculum Board to approve courses in business management practices to qualify for continuing education credit.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0751-0800/ab_797_bill_20071005_chaptered.pdf

SB 573 (Scott) – Annuity Sales: Seniors

PIFC Position: Watch

Status: Assembly Insurance Committee – Interim Study

This bill requires life insurance companies to determine suitability of a product based on the senior consumer's financial situation and needs, and shall make efforts to obtain information regarding investments.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0551-0600/sb_573_bill_20070702_amended_asm_v96.pdf

SB 975 (Calderon, R.) – Insurance: Broker-Agents

PIFC Position: Watch

Status: Senate Banking, Finance and Insurance Committee

This bill provides that insurers may provide specified sales and related materials to broker-agents, and that neither an insurer nor a broker-agent need accept or submit business to each other. It provides that insurers and broker-agents may enter into written contracts that specify a commission, rate of commission or other compensation, and that this does not prohibit such agents from receiving other forms of compensation that are not prohibited by law.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0951-1000/sb_975_bill_20070223_introduced.pdf

Animal Bites

AB 670 (Spitzer) – Animals: Bites: Owner Information

PIFC Position: Watch

Status: Chapter 136 of the 2007 Statutes

This bill requires a person who owns or has custody or control of an animal to provide identifying information to another person when the person knows or has reason to know, the animal bit the other person.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0651-0700/ab_670_bill_20070727_chaptered.pdf

Automobile

AB 998 (Garrick) – Theft: Motor Vehicle: Penalties

PIFC Position: Support

Status: Assembly Public Safety Committee

This bill applies provisions of existing law to a person who has previously been convicted of one or more misdemeanor violations. It prohibits a person subject to punishment under the provisions of existing law related to felony grand theft of a motor vehicle from being granted probation, except in unusual cases. It also relates to existing law covering the theft of an emergency vehicle to delete the requirement that the status of the vehicle be known to the person and that the vehicle is in use on an emergency call.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0951-1000/ab_998_bill_20070326_amended_asm_v98.pdf

AB 1464 (Benoit) – Vehicles

PIFC Position: Watch

Status: Chapter 425 of the 2007 Statutes

This bill permits the court when an owner or other person given a notice to appear does not appear in court, or pay the applicable fine and penalties if an appearance is not required, to notify the owner or other person by mail that registration may be precluded by that failure and file a notice of noncompliance with the Department of Motor Vehicles in order to preclude registration of the vehicle involved in the offense.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1451-1500/ab_1464_bill_20071010_chaptered.pdf

SB 7 (Oropeza) – Smoking in Vehicles with Minor Passengers

PIFC Position: Watch

Status: Chapter 425 of the 2007 Statutes

This bill would make it an infraction punishable by a fine for a person to smoke a pipe, cigar, or cigarette in a motor vehicle, whether in motion or at rest, in which there is a minor. It requires a public education program regarding the dangers of secondhand smoke in confined places. The bill prohibits a law enforcement officer from stopping a vehicle for the sole purpose of determining whether the driver is in violation of anti-smoking provisions.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_7_bill_20071010_chaptered.pdf

SB 711 (Runner, G.) – Insurance: Rate Filings

PIFC Position: Watch

Status: Senate Banking, Finance and Insurance Committee

This bill provides that insurers having common ownership and operating under common control are not required to sell good driver discount policies issued by other insurers within the common ownership group if it is determined that the insurers satisfy conditions relating to the independent operation of affiliated insurers and that an insurer may use aggregate data of its affiliated insurers having co-ownership. It provides that adequacy or inadequacy of each insurer's rates shall be determined by its own experiences.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0701-0750/sb_711_bill_20070409_amended_sen_v98.pdf

Automobile Insurance

AB 1401 (Aghazarian) – Automobile Insurance

PIFC Position: Support

Status: Chapter 335 of the 2007 Statutes

This measure increases from \$1,300 to \$5,100 the annual certificate of authority fee on insurers to fund the activities of the Fraud Division of CDI. As part of the negotiations, CDI agreed to rename the annual fees funding anti-fraud activities as “special purpose assessments,” thereby clarifying existing law and allowing insurers to recoup the assessments from our insureds. The bill also requires CDI to report annually on their website information about the operations of the Fraud Division. PIFC staff is very pleased with the reporting aspect of the bill as it requires real metrics related to the performance of the Fraud Division and its efforts to fill the vacant positions.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1401-1450/ab_1401_bill_20071008_chaptered.pdf

SB 316 (Yee) Insurance

PIFC Position: Watch

Status: Chapter 431 of the 2007 Statutes

This bill would eliminate the requirement that workers' compensation insurers place 65% of written premium in reserve; and would require the Commission on Health, Safety and Workers' Compensation to conduct a study of the insolvency problems of workers' compensation insurers within the past 10 years, at a cost of up to \$1 million, funded equally by an assessment on workers' compensation insurers and the Workers' Compensation Revolving Fund.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0301-0350/sb_316_bill_20071010_chaptered.pdf

SB 629 (Correa) – Automobile Insurance Peace Officers

PIFC Position: Watch

Status: Chapter 211 of the 2007 Statutes

This bill repeals existing law which requires any peace officer or firefighter who has been involved in an accident to submit to his or her private automobile insurer a written declaration stating whether or not at the time of the accident he or she was operating an emergency vehicle in the performance of his or her duty during the hours of his or her employment.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0601-0650/sb_629_bill_20070911_chaptered.pdf

SB 711 (Runner, G.) – Insurance: Rate Filings

PIFC Position: Watch

Status: Senate Banking, Finance and Insurance Committee

This bill provides that insurers having common ownership and operating under common control are not required to sell good driver discount policies issued by other insurers within the common ownership group if it is determined that the insurers satisfy conditions relating to the independent operation of affiliated insurers and that an insurer may use aggregate data of its affiliated insurers having co-ownership. It provides that adequacy or inadequacy of each insurer's rates shall be determined by its own experiences.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0701-0750/sb_711_bill_20070409_amended_sen_v98.pdf

Automotive Repair

AB 1483 (Carter) Automotive Repair: Crash Parts

PIFC Position: Support

Status: Vetoed

This bill requires an automotive repair invoice to state whether remanufactured parts were supplied. It requires an automotive repair dealer, when doing auto body or collision repairs, to provide a specified signed affirmation to the customer upon completion of the repairs indicating that the crash parts identified on the written estimate provided to the customer, or pursuant to an approved change to the estimate, were installed on the customer's motor vehicle.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1451-1500/ab_1483_bill_20070907_enrolled.pdf
http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1451-1500/ab_1483_vt_20071014.html

SB 1047 (Senate Business, Professions & Economic Development Committee) – Professions and Vocations

PIFC Position: Watch

Status: Chapter 354 of the 2007 Statutes

This bill relates to meetings of the various boards under the Department of Consumer Affairs, the licensure requirements for professional fiduciaries, technical changes to the Contractors' State License Law, the extension of the Electronic and Appliance Repair Dealer Registration Act and registration of service dealers, the filing of accusations against an automotive repair dealer, the licensure of upholstered furniture and bedding retailers and wholesalers, professional engineers, and land surveyors.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_1001-1050/sb_1047_bill_20071008_chaptered.pdf

California Automobile Assigned Risk Plan (CAARP)

AB 1671 (Ruskin) – Automobile Assigned Risk Plan

PIFC Position: Watch

Status: Assembly Insurance Committee

This bill relates to the California Automobile Assigned Risk Plan (CAARP) that states there is a low-cost automobile insurance program for all counties in the state and provides that a low-cost policy under the program shall be made available to persons who satisfy eligibility requirements and that the insurance shall be non-renewed only for specified reasons, including the insurer is no longer eligible. This bill includes in those provisions prohibiting non-renewal, a reference to those eligibility requirements.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1651-1700/ab_1671_bill_20070223_introduced.pdf

California Earthquake Authority

AB 1159 (Coto) – State Earthquake Authority

PIFC Position: Support

Status: Senate Third Reading

This bill amends existing law that authorizes the State Earthquake Authority to transact basic residential earthquake insurance, defines available capital for the purpose of issuing policies, and clarifies the authority of the CEA Board of Directors to require participating insurers to make certain additional capital assessments.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1151-1200/ab_1159_bill_20070907_amended_sen_v94.pdf

SB 430 (Machado) – State Earthquake Authority

PIFC Position: Support

Status: Chapter 303 of the 2007 Statutes

This bill creates a new \$1.3 billion pool of capital to support the California Earthquake Authority (CEA), clarifies the power of the CEA Board of Directors to impose conditions on insurance companies applying to become participating insurers, and redefines the term “available capital” for purposes of the CEA law.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0401-0450/sb_430_bill_20071005_chaptered.pdf

Campaign Contributions

SCA 9 (Ashburn) – Legislative Reform: District, Term, Salary Limits

PIFC Position: Watch

Status: Assembly

This bill proposes an amendment to the Constitution to set new lifetime term limits for members of the State Senate and Assembly, to require the Legislature, when adjourned for a joint recess during other appropriate times, conduct hearings and studies on the oversight of state government operations, evaluation of existing laws, and research about long-term improvement of state government, and prohibits the Legislature from recessing or adjourning until it has passed and presented a budget bill to the Governor.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sca_9_bill_20070514_amended_sen_v98.pdf

Cell Phones

SB 33 (Simitian) – Vehicles: Wireless Telephones and Mobile Service

PIFC Position: Support

Status: Chapter 214 of the 2007 Statutes

This bill prohibits, beginning July 1, 2008, a person under the age of 18 from using a cell phone or other mobile service device while driving a motor vehicle.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_33_bill_20070913_chaptered.pdf

Child Safety

AB 881 (Mullin) – Vehicles: Child Passengers: Restraint System

PIFC Position: Support

Status: Vetoed

This bill requires children ages 6 and 7 to be secured in a booster seat in the rear seat of a car. It provides an exception for a child who is under 8 years of age, but who is 4 feet 9 inches tall or taller and who is properly secured by a safety belt.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0851-0900/ab_881_bill_20070914_enrolled.pdf
http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0851-0900/ab_881_vt_20071010.html

AB 1416 (Runner, S.) – Child Endangerment

PIFC Position: Watch

Status: Assembly Public Safety Committee

This bill makes it a misdemeanor, punishable by imprisonment in a county jail or a felony punishable by imprisonment in state prison, for a person to operate a motor vehicle in a manner that is a violation of a driving under the influence offense and where a child is a passenger in that vehicle at the time of the violation.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1401-1450/ab_1416_bill_20070223_introduced.pdf

SB 7 (Oropeza) – Smoking in Vehicles with Minor Passengers

PIFC Position: Watch

Status: Chapter 425 of the 2007 Statute

This bill would make it an infraction punishable by a fine for a person to smoke a pipe, cigar, or cigarette in a motor vehicle, whether in motion or at rest, in which there is a minor. It requires a public education program regarding the dangers of secondhand smoke in confined places. The bill prohibits a law enforcement officer from stopping a vehicle for the sole purpose of determining whether the driver is in violation of anti-smoking provisions.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_7_bill_20071010_chaptered.pdf

Civil Actions / Civil Procedures

AB 372 (Salas) – Personal Information

PIFC Position: Watch

Status: Assembly Judiciary Committee

This bill makes technical, non-substantive changes to existing law that requires businesses to destroy customer records, and implement and maintain reasonable security procedures to protect personal information. This is a two-year bill.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0351-0400/ab_372_bill_20070319_amended_asm_v98.pdf

AB 500 (Lieu) – Civil Actions: Telephonic Appearances

PIFC Position: Support

Status: Chapter 268 of the 2007 Statutes

This bill permits a party to appear in a general civil case, as defined, who has provided notice, by telephone at specified conferences, hearings, and proceedings. It also permits a court to require a party to appear in person at these hearings, conferences, or proceedings if the court makes a specified determination on a hearing-by-hearing basis.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0451-0500/ab_500_bill_20071005_chaptered.pdf

AB 737 (Keene) – Small Claims Court Jurisdiction

PIFC Position: Neutral

Status: Assembly Appropriations Committee

This bill is a two-year bill and was amended to become a “study bill”. This bill would require the Judicial Council to study the effect of the existing small claims jurisdictional limits on litigants and would-be litigants in the state and to report to the Legislature.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0701-0750/ab_737_bill_20070424_amended_asm_v98.pdf

Community Investments

AB 1431 (Arambula) – Small Business Financial Development Corporations

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill would have required California-admitted insurers to submit information about their community investment activities to the Insurance Commissioner (IC) on a biennial basis until January 1, 2011, and require posting that information on the California Department of Insurance (CDI) website. The bill also requires insurers that did not comply with the community investment data call of May 2005 to provide the information requested to the Commissioner on or before February 28, 2007.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1401-1450/ab_1431_bill_20070502_amended_asm_v98.pdf

SB 765 (Ridley-Thomas) – Partnership for Urban Communities

PIFC Position: Watch

Status: To Assembly Inactive File

This bill would have enacted the New Markets Venture Capital Program Act of 2006. It would have required the establishment of the New Markets Venture Capital Program which authorizes the Business, Transportation and Housing Agency to enter into agreements with New Markets Venture Capital companies to enable them to make developmental venture capital investments in small business concerns and grants to community development corporations for operational assistance to small businesses.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0751-0800/sb_765_bill_20070717_amended_asm_v95.pdf

AB 816 (Carter) – Microenterprise Development

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill appropriates \$5 million from the General Fund to the Business, Transportation, and Housing Agency to implement a new program to provide grants to microenterprise development organizations that fund capacity building projects for microenterprises.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0801-0850/ab_816_bill_20070501_amended_asm_v98.pdf

Construction Dispute Resolution

SB 138 (Calderon) – Construction Contracts: Indemnity

PIFC Position: Watch

Status: Chapter 32 of the 2007 Statutes

This bill provides that all agreements affecting any residential construction contract that purport to indemnify the general contractor not affiliated with the builder by a subcontractor against liability for claims of construction defects or negligence are unenforceable.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0101-0150/sb_138_bill_20070706_chaptered.pdf

SB 195 (Calderon, R.) – Construction Projects: Wrap-Up Insurance

PIFC Position: Watch

Status: Senate Judiciary Committee

This bill requires the owner, developer or general contractor of a construction project who proposes or obtains a wrap-up insurance policy to provide to each subcontractor who is covered, specified disclosures and documents regarding that policy.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0151-0200/sb_195_bill_20070207_introduced.pdf

Department of Motor Vehicles

AB 248 (Gaines) – Vehicles: Violations: Punishment

PIFC Position: Watch

Status: Assembly Public Safety Committee

This bill clarifies in the list of traffic violations of the Vehicle Code that a violation related to a motor vehicle speed contest as a misdemeanor, that under the exception it could be determined to be a misdemeanor or felony if that person has been convicted of engaging in a motor vehicle speed contest or reckless driving for an offense that occurred within 5 years of the date of a prior offense that resulted in a conviction and the most recent offense proximately caused serious bodily injury to a person other than the driver. The second violation is punishable as a misdemeanor or a felony.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0201-0250/ab_248_bill_20070201_introduced.pdf

AB 619 (Emmerson) – Vehicle Registration Amnesty Program

PIFC Position: Watch

Status: Senate Appropriations Committee

This bill requires the Department of Motor Vehicles to establish a vehicle registration amnesty program that allows vehicle owners that have incorrectly titled or registered their vehicles to correct their vehicle information, under specified conditions, and avoid criminal action. The term of this program is January 1, 2008 through January 1, 2010.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0601-0650/ab_619_bill_20070717_amended_sen_v96.pdf

AB 1139 (Emmerson) – Department of Motor Vehicles: Display System

PIFC Position: Watch

Status: Chapter 407

This bill authorizes the Department of Motor Vehicles to enter into a contract with a private vendor for the purpose of acquiring message display systems that may be used on the department's mailings, Internet Web site, or other property. It provides the contract vendor would be allowed to utilize a portion of the available time and space for advertising.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1101-1150/ab_1139_bill_20071010_chaptered.pdf

AB 1321 (Duvall) – Department of Motor Vehicles: Display System: Fees

PIFC Position: Watch

Status: In Assembly

This bill relates to changes to existing law which require the Department of Motor Vehicles to charge fees, adjusted every January 1, for certain specified services.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1301-1350/ab_1321_bill_20070223_introduced.pdf

AB 1433 (Huff) – Department of Motor Vehicles: Identification

PIFC Position: Watch

Status: Assembly Transportation Committee

This bill seeks to bring the issuance of driver's license and identification cards into compliance with the federal Real ID Act.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1401-1450/ab_1433_bill_20070223_introduced.pdf

SB 28 (Simitian) – Department of Motor Vehicles: Personal Information

PIFC Position: Watch

Status: To the Assembly Inactive File

This bill prohibits the Department of Motor Vehicles from issuing, renewing, duplicating, or replacing a driver's license or identification card, if the license or card uses radio waves to either transmit personal information remotely or to enable personal information to be read from the license or card remotely.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_28_bill_20061204_introduced.pdf

SB 64 (Cedillo) – Identification Cards

PIFC Position: Watch

Status: Senate Rules Committee

This bill relates to provisions of existing law that state if an identification card issued pursuant to the Vehicle Code is lost, destroyed, mutilated, or a new true full name is acquired, existing law requires the person to whom the card was issued to apply for an original identification card.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0051-0100/sb_64_bill_20070116_introduced.pdf

SB 124 (Ducheny) – Evasion of Tolls: Registered Owner

PIFC Position: Watch

Status: Chapter 150 of the 2007 Statutes

This bill allows a toll facility operator to send a copy of a notice of toll evasion, in addition to an owner of a vehicle registered in California, to the owner of a violating vehicle that is registered in another state, the District of Columbia (DC) or a U.S. territory or possession.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0101-0150/sb_124_bill_20070727_chaptered.pdf

SB 177 (Migden) – Driver’s License: DUI: Ignition Interlock**PIFC Position:** Watch**Status:** Senate Public Safety Committee

This bill amends existing law that requires a person's privilege to operate a motor vehicle to be suspended or revoked for a specified period of time if the person has been convicted of driving under the influence. It increases the periods of suspensions or revocations and imposing ignition interlock device requirements on a person whose license is suspended or revoked or applies for and receives a restricted driver's license. This bill establishes the Ignition Interlock Device Assistance Fund.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0151-0200/sb_177_bill_20070409_amended_sen_v98.pdf

SB 285 (Runner, G.) – Provisional Licensing Program**PIFC Position:** Watch**Status:** Senate Third Reading

This bill, beginning July 1, 2008, increases the operating restrictions for drivers operating a vehicle with an instructional permit, and imposes stronger sanctions on young drivers who violate the restrictions of the provisional driver's license.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0251-0300/sb_285_bill_20070604_amended_sen_v96.pdf

Disasters**AB 62 (Nava) – Disaster Relief****PIFC Position:** Watch**Status:** Chapter 224 of the 2007 Statutes

This bill provides for state allocations with respect to property tax revenue reductions resulting from a reassessment for damages incurred in the Counties of Ventura and El Dorado, which were declared by the Governor to be in a state of emergency due to wildfires. Provides that any dwelling that qualified for the homeowner's exemption that was damaged or destroyed by the wildfires, and has not changed ownership may not be denied the exemption on the basis that the dwelling was temporarily damaged or destroyed.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0051-0100/ab_62_bill_20070921_chaptered.pdf

AB 693 (Plescia) – California Emergency Services Act**PIFC Position:** Watch**Status:** Assembly

This bill makes technical, non-substantive changes to the Emergency Service Act.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0651-0700/ab_693_bill_20070222_introduced.pdf

SB 114 (Florez) Disaster Relief

PIFC Position: Watch

Status: Chapter 223 of the 2007 Statutes

This bill provides income tax, corporation tax, homeowners exemption property tax, and state reimbursement of local property tax losses relief as a result of the January 2007 severe freezing condition for the following counties: El Dorado, Fresno, Imperial, Kern, Kings, Madera, Merced, Monterey, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, Santa Clara, Stanislaus, Tulare, Venture and Yuba.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0101-0150/sb_114_bill_20070921_chaptered.pdf

Disclosure

SB 195 (Calderon, R.) – Construction Projects: Wrap-Up Insurance

PIFC Position: Watch

Status: Senate Judiciary Committee

This bill requires the owner, developer or general contractor of a construction project who proposes or obtains a wrap-up insurance policy to provide to each subcontractor who is covered, specified disclosures and documents regarding that policy.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0151-0200/sb_195_bill_20070207_introduced.pdf

Do Not Call

SB 328 (Corbett) – Personal Information: Prohibited Practices

PIFC Position: Watch

Status: Assembly Banking and Finance Committee

This bill relates to existing law which requires a business to ensure the privacy of a customer's personal information. It includes a telephone calling pattern record or list in the definition of personal information. It also prohibits any person from obtaining or causing the disclosure of personal information about a customer or employee contained in the records of a business through specified methods, such as by making false, fictitious, or fraudulent statements.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0301-0350/sb_328_bill_20070409_amended_sen_v98.pdf

Drivers' Licenses

AB 645 (Feuer) – Vehicles: Traffic Violations: Adjudication

PIFC Position: Support

Status: Chapter 161 of the 2007 Statutes

This bill prohibits an individual that is convicted of a 2-point violation from attending traffic school and permits court discretion in expunging convictions of these violations from an individual's record.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0601-0650/ab_645_bill_20070730_chaptered.pdf

AB 808 (Parra) – Vehicles: Licensure Application or Renewal

PIFC Position: Watch

Status: Chapter 748

This bill enacts the Steve Ambriz Act. It requires, as a condition of obtaining or renewing a driver's license, the applicant sign a declaration regarding driving under the influence, and the potential charges that could result from killing a person as a result of driving under the influence. It also requires the declaration to be printed in the same language as the driver's license application or renewal notice.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0801-0850/ab_808_bill_20071014_chaptered.pdf

AB 966 (Krekorian) – Driver's License Renewal: Senior Citizens

PIFC Position: Watch

Status: Vetoed

This bill requires the Department of Motor Vehicles to include with every notice of renewal of a driver's license that is mailed to a licensed driver, a notice that a person who is 62 years of age or older may be issued, free of charge, an identification card bearing a senior citizen notation.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0951-1000/ab_966_bill_20070917_enrolled.pdf
http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0951-1000/ab_966_vt_20071010.html

AB 1433 (Huff) – Department of Motor Vehicles: Identification

PIFC Position: Watch

Status: Assembly Transportation Committee

This bill seeks to bring the issuance of driver's license and identification cards into compliance with the federal Real ID Act.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1401-1450/ab_1433_bill_20070223_introduced.pdf

AB 1487 (Berryhill) – Vehicles: Driving-Under-the-Influence

PIFC Position: Watch

Status: Senate Public Safety Committee

This bill reduces the level of blood alcohol concentration required for referral to participate in a licensed driving-under-the influence program, where the person is otherwise eligible, for programs that last for at least 3 months and at least 6 months. It reduces the amount of blood alcohol concentration that the court would be required to give heightened consideration in applying a person to operate a vehicle with a certified ignition interlock device.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1451-1500/ab_1487_bill_20070424_amended_asm_v98.pdf

AB 1661 (Cook) – Driver's Licenses and Identification Cards

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill requires the DMV, when a man who is 15 to 25 years old and applies for a driver's license or ID card, to afford him the opportunity, at that time, to register with the federal Selective Service System.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1651-1700/ab_1661_bill_20070423_amended_asm_v97.pdf

SB 28 (Simitian) – Department of Motor Vehicles: Personal Information

PIFC Position: Watch

Status: To the Assembly Inactive File

This bill prohibits the Department of Motor Vehicles from issuing, renewing, duplicating, or replacing a driver's license or identification card, if the license or card uses radio waves to either transmit personal information remotely or to enable personal information to be read from the license or card remotely.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_28_bill_20061204_introduced.pdf

SB 60 (Cedillo) – DMV Federal Real ID Act

PIFC Position: Support

Status: Assembly Third Reading

This bill relates to the federal Real ID Act of 2005 to establish minimum standards for state-issued drivers' licenses and identification cards. It requires a report to the Legislature on issues concerning measures needed to implement the act in the state and an estimate of costs. The bill also provides for recommendations of funding mechanism for that implementation and relates to the Department of Motor Vehicles.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0051-0100/sb_60_bill_20070703_amended_asm_v96.pdf

SB 177 (Migden) – Driver’s License: DUI: Ignition Interlock

PIFC Position: Watch

Status: Senate Public Safety Committee

This bill amends existing law that requires a person's privilege to operate a motor vehicle to be suspended or revoked for a specified period of time if the person has been convicted of driving under the influence. It increases the periods of suspensions or revocations and imposing ignition interlock device requirements on a person whose license is suspended or revoked or applies for and receives a restricted driver's license. This bill establishes the Ignition Interlock Device Assistance Fund.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0151-0200/sb_177_bill_20070409_amended_sen_v98.pdf

SB 285 (Runner, G.) – Provisional Licensing Program

PIFC Position: Watch

Status: Senate Third Reading

This bill, beginning July 1, 2008, increases the operating restrictions for drivers operating a vehicle with an instructional permit, and imposes stronger sanctions on young drivers who violate the restrictions of the provisional driver's license.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0251-0300/sb_285_bill_20070604_amended_sen_v96.pdf

Driving Under the Influence

AB 303 (Spitzer) – Manslaughter: Vehicular

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill increases the penalty for vehicular manslaughter while intoxicated from a wobblers, punishable by up to 1 year in county jail or by 16 months, 2 or 4 years in state prison, to a straight felony, punishable by 16 months, 2 or 4 years in state prison. This bill also clarifies that gross vehicular manslaughter while intoxicated is a violent felony, thereby making the offense a strike for sentencing purposes – double the base term with a prior violent or serious offense – and reducing potential sentence credits from 50% to 15%.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0301-0350/ab_303_bill_20070315_amended_asm_v98.pdf

AB 1165 (Maze) – Driving Under the Influence: Repeat Offense

PIFC Position: Watch

Status: Chapter 749

This bill makes it unlawful for a person who is on probation for specified driving under the influence offenses to operate a motor vehicle with a blood alcohol concentration of 0.01% or greater, as measured by a preliminary alcohol screening.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1151-1200/ab_1165_bill_20071014_chaptered.pdf

AB 1215 (Benoit) – Vehicles: DUI

PIFC Position: Watch

Status: Assembly Public Safety Committee

This bill prohibits a person who has a specified amount of methamphetamine, phencyclidine, cocaine, cocaine metabolite, heroin, or heroin metabolite in his or her blood, or urine, from driving a vehicle, or being in actual physical control of a vehicle on a highway or on premises to which the public has access.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1201-1250/ab_1215_bill_20070412_amended_asm_v97.pdf

AB 1385 (Garrick) – Vehicles: DUI Penalties

PIFC Position: Watch

Status: Senate Public Safety Committee

This bill provides that a person operating a motorized scooter while under the influence of an alcoholic beverage or a drug, upon conviction, is guilty of a misdemeanor.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1351-1400/ab_1385_bill_20070424_amended_asm_v97.pdf

AB 1416 (Runner, S.) – Child Endangerment

PIFC Position: Watch

Status: Assembly Public Safety Committee

This bill makes it a misdemeanor, punishable by imprisonment in a county jail or a felony punishable by imprisonment in state prison, for a person to operate a motor vehicle in a manner that is a violation of a driving under the influence offense and where a child is a passenger in that vehicle at the time of the violation.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1401-1450/ab_1416_bill_20070223_introduced.pdf

AB 1487 (Berryhill) – Vehicles: Driving-Under-the-Influence

PIFC Position: Watch

Status: Senate Public Safety Committee

This bill reduces the level of blood alcohol concentration required for referral to participate in a licensed driving-under-the influence program, where the person is otherwise eligible, for programs that last for at least 3 months and at least 6 months. It also reduces the amount of blood alcohol concentration that the court would be required to give heightened consideration in applying a person to operate a vehicle with a certified ignition interlock device.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1451-1500/ab_1487_bill_20070424_amended_asm_v98.pdf

SB 177 (Migden) – Driver’s License: DUI: Ignition Interlock

PIFC Position: Watch

Status: Senate Public Safety Committee

This bill amends existing law that requires a person's privilege to operate a motor vehicle to be suspended or revoked for a specified period of time if the person has been convicted of driving under the influence. It increases the periods of suspensions or revocations and imposing ignition interlock device requirements on a person whose license is suspended or revoked or applies for and receives a restricted driver's license. This bill establishes the Ignition Interlock Device Assistance Fund.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0151-0200/sb_177_bill_20070409_amended_sen_v98.pdf

Earthquake/Seismic Safety Commission

AB 319 (Nava) – Emergencies: Tsunami Hazard Preparedness

PIFC Position: Watch

Status: Vetoed

This bill enacts the Tsunami Hazard Preparedness and Mitigation Act of 2007, to establish the Tsunami Hazard Preparedness and Mitigation Steering Committee to guide tsunami hazard preparation activities in the state. It requires the Office of Emergency Services to establish a statewide tsunami hazard mitigation program to assist local governments in preparing for, responding to, and mitigating the effects of tsunamis.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0301-0350/ab_319_bill_20070919_enrolled.pdf
http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0301-0350/ab_319_vt_20071010.html

AB 796 (Assembly Insurance Committee)

PIFC Position: Watch

Status: Chapter 138 of the 2007 Statutes

This bill authorizes the Insurance Commissioner to require a property or casualty insurer showing a negative trend to file a revised risk-based capital plan and corrective action plan and eliminates the presumption that securities valued by the National Association of Insurance Commissioners Securities Valuation Office are presumed to be readily marketable assets. This bill also allows updates to Uniform Building Code requirements for purposes of setting earthquake insurance premiums, as specified, and modifies the definition of a “credit default swap” for purposes of financial guaranty insurance.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0751-0800/ab_796_bill_20070727_chaptered.pdf

SB 77 (Ducheny) – Budget Act of 2007

PIFC Position: Oppose

Status: Chapter 171

This bill makes appropriations for support of state government for the 2007-08 fiscal year including providing ongoing funding for the Seismic Safety Commission.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0051-0100/sb_77_bill_20070824_chaptered.pdf

SB 111 (Ashburn) – Property Tax: Seismic Retrofitting: Tax Assessments

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill relates to valorem taxes on real property. It specifies that those qualified for a 15-year exclusion relating to structures constructed of unreinforced masonry also qualify for the general exclusion for seismic retrofitting components.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0101-0150/sb_111_bill_20070417_amended_sen_v98.pdf

Elder Abuse

SB 611 (Steinberg) Financial Abuse of Elder and Dependent Adults

PIFC Position: Watch

Status: Chapter 45 of the 2007 Statutes

This bill permits the use of the Attachment Law, which allows the plaintiff to attach the defendant's property to secure the amount of the claimed debt of defendant to plaintiff, in cases involving financial abuse of an elder under the Elder Abuse and Dependent Adult Civil Protection Act.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0501-0550/sb_611_bill_20070712_chaptered.pdf

Elections

AB 583 (Hancock) – Political Reform Act: Clean Money and Fair Elections

PIFC Position: Watch

Status: Senate Elections, Reapportionment and Constitutional Amendments Committee

This bill enacts the Clean Money and Fair Elections Act and authorizes eligible candidates for Governor and for one unspecified seat in the Senate and another in the Assembly to obtain public funds according to specified procedures and requirements, provided that certain thresholds are attained. It imposes primary responsibility for the administration of the provisions on the Fair Political Practices Commission and creates the Clean Money Fund to fund the commission for these purposes.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0551-0600/ab_583_bill_20070604_amended_asm_v98.pdf

AB 1653 (Horton) – Insurance Commissioner: Election

PIFC Position: Watch

Status: Assembly Elections and Redistricting Committee

This bill makes the Office of the Insurance Commissioner non-partisan.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1651-1700/ab_1653_bill_20070223_introduced.pdf

Fire/Homeowners' Insurance

AB 1051 (Carter) – Insurance: Nonadmitted Insurers

PIFC Position: Watch

Status: Senate Banking, Finance and Insurance Committee

This bill relates to the provision that certain types of liability insurance may not be placed with nonadmitted insurers. It also provides that this prohibition does not apply to insurance issued to a governmental agency for the purpose of financing environmental remedial work authorized by a court order.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1051-1100/ab_1051_bill_20070222_introduced.pdf

SB 875 (Ridley-Thomas) – Insurance Premiums: Installment Fees

PIFC Position: Support

Status: Senate Rules Committee

This bill authorizes automobile or residential property insurers to offer policyholders the option of making installment payments of the premium. It authorizes insurers to charge a reasonable fee for administering the installment plan option, and provides that an installment fee is not a premium.

http://info.sen.ca.gov/pub/07-08/bill/sen/ab_0851-0900/ab_875_bill_20070501_amended_sen_v98.pdf

Fire/Fire Safety

AB 62 (Nava) – Disaster Relief

PIFC Position: Watch

Status: Chapter 224 of the 2007 Statutes

This bill provides for state allocations with respect to property tax revenue reductions resulting from a reassessment for damages incurred in the Counties of Ventura and El Dorado, which were declared by the Governor to be in a state of emergency due to wildfires. Provides that any dwelling that qualified for the homeowner's exemption that was damaged or destroyed by the wildfires, and has not changed ownership may not be denied the exemption on the basis that the dwelling was temporarily damaged or destroyed.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0051-0100/ab_62_bill_20070921_chaptered.pdf

AB 424 (Gaines) – Income and Corporation Taxes: Defensible Space

PIFC Position: Watch

Status: Senate Revenue and Taxation Committee

This bill, under both the Personal Income Tax Law and the Corporation Tax Law, provides a tax credit of 25 percent up to \$500 for the costs paid or incurred by a taxpayer to create a defensible space of 100 feet around a dwelling in the Tahoe Regional Planning Agency (TRPA) for each taxable year beginning on or after January 1, 2007 and before January 1, 2011.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0401-0450/ab_424_bill_20070801_amended_sen_v95.pdf

AB 536 (Portantino) – Fire Protection: State Responsibility Areas

PIFC Position: Watch

Status: Assembly Natural Resources Committee

This bill deletes the prohibition of the Board of Forestry and Fire Protection to classify all lands within the state for purpose of determining areas in which the financial responsibility of preventing and suppressing fires is primarily the responsibility of the state, including within state responsibility areas, lands within the exterior boundaries of certain cities.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0501-0550/ab_536_bill_20070221_introduced.pdf

AB 706 (Leno) – Fire Retardants: Toxic Effects**PIFC Position:** Watch**Status:** Senate Third Reading

This bill revises and extends findings relating to fire retardants, and requires all seating, bedding, and furniture products to comply with certain requirements, including the requirement that they not contain brominated fire retardants or chlorinated fire retardants and be labeled as prescribed.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0701-0750/ab_706_bill_20070801_amended_sen_v94.pdf

AB 1051 (Carter) – Insurance: Nonadmitted Insurers**PIFC Position:** Watch**Status:** Senate Banking, Finance and Insurance Committee

This bill relates to the provision that certain types of liability insurance may not be placed with nonadmitted insurers. It also provides that this prohibition does not apply to insurance issued to a governmental agency for the purpose of financing environmental remedial work authorized by a court order.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1051-1100/ab_1051_bill_20070222_introduced.pdf

AB 1239 (Garrick) – Property Taxation: Exclusion from Newly Constructed**PIFC Position:** Support**Status:** Senate Revenue and Taxation Committee

Existing law limits the exclusion of new construction in statute to fire safety devices in existing buildings. This bill extends the new construction exclusion to fire sprinkler systems, other fire extinguishing systems or fire detection systems that are constructed or installed in new residential buildings.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1201-1250/ab_1239_bill_20070601_amended_asm_v97.pdf

SB 402 (Aanestad) – Firefighters**PIFC Position:** Watch**Status:** Senate Rules Committee

States the intent of the Legislature to ensure that the necessary access to fire protection services is available to every resident including those residing in rural areas, and to ensure that every firefighter in this state provides fire protection services in a safe and effective manner.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0401-0450/sb_402_bill_20070221_introduced.pdf

SB 544 (Cox) – Fire Alarms and Safety Devices

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill prohibits marketing, distributing, offering for sale, or selling a fire alarm system unless it has been tested in accordance with standards adopted by the State Fire Marshal and is tested by a nationally recognized laboratory approved by the State Fire Marshal.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0501-0550/sb_544_bill_20070412_amended_sen_v98.pdf

SB 838 (Cogdill) – Fire Prevention and Protection

PIFC Position: Support

Status: Senate Second Reading

This bill authorizes the Department of Forestry and Fire Protection to award grants to the California Fire Safe Council to implement community-based wildfire threat reduction and prevention programs.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0801-0850/sb_838_bill_20070416_amended_sen_v98.pdf

Flood

AB 5 (Wolk) – Flood Protection

PIFC Position: Neutral

Status: Chapter 366 of the 2007 Statutes

This bill was amended in the Senate to delete the Assembly version of the bill and instead reforms the Reclamation Board, adjusts the statutory framework for state flood control projects in the Central Valley, and corrects errors in three other bills included in this year's flood package – AB 156 (Laird), SB 5 (Machado) and SB 17 (Flores).

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0001-0050/ab_5_bill_20071010_chaptered.pdf

AB 70 (Jones) – Flood Liability

PIFC Position: Watch

Status: Chapter 367 of the 2007 Statutes.

This bill provides that a city or county may be required to contribute its fair and reasonable share of the property damage caused by a flood, if the city or county unreasonably approved new developments in a previously undeveloped area that is protected by a state flood control project.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0051-0100/ab_70_bill_20071010_chaptered.pdf

AB 156 (Laird) – Flood Control

PIFC Position: Watch

Status: Chapter 368 of the 2007 Statutes

This bill requires the Department of Water Resources to prepare, and the Reclamation Board to adopt, a schedule for mapping areas at risk of flooding in the Sacramento River and San Joaquin River drainage. It requires the department to notify each landowner whose property is within a levee flood protection zone.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0151-0200/ab_156_bill_20071010_chaptered.pdf

AB 162 (Wolk) – Land Use: Water Supply

PIFC Position: Watch

Status: Chapter 369 of the 2007 Statutes

This bill requires cities a city or county general plan land use element to identify and review those areas covered that are subject to flooding as identified by floodplain mapping. It also requires, upon the next revision of the housing element, the conservation element identify rivers, creeks, streams, flood corridors, riparian habitat, and groundwater recharge and storm water management. The measure requires the safety element contain protection from unreasonable risks of flooding, and relates to the Sacramento and San Joaquin Drainage District.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0151-0200/ab_162_bill_20071010_chaptered.pdf

AB 930 (Jones) – Sacramento Area Flood Control Agency: Projects

PIFC Position: Watch

Status: Chapter 619 of the 2007 Statutes

This bill expands the definition of project to include the acquisition of easements. It requires that the acquisition of rights-of-way and easements outside of the Sacramento Area Flood Control Agency's boundaries be consistent with applicable county plans and the State Plan of Flood Control. It also provides that nothing in these provisions authorizes the agency to exercise the power of eminent domain outside its boundaries. This measure relates to the use of related fees for flood control in the area where fees derived.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0901-0950/ab_930_bill_20071013_chaptered.pdf

SB 5 (Machado) – Flood Management

PIFC Position: Watch

Status: Chapter 364 of 2007 Statutes

This bill requires the Department of Water Resources to prepare the Sacramento-San Joaquin River Flood Management Plan and to adopt the plan. It requires the plan to include specified components relating to the river flood management system. It also requires flood risks in approvals of projects in flood hazard zones; and specified local governments to amend the general plan to include related specified data, analysis, goals, and objectives and to develop a funding mechanism to finance local flood responsibilities.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_5_bill_20071010_chaptered.pdf

SB 6 (Oropeza) – Land Use Planning: Flood Control

PIFC Position: Watch

Status: Senate Local Government Committee

This bill requires cities and counties to increase their attention to flood-related matters in the land use, conservation, safety, and housing elements of their general plans. Specifically, this bill requires a city or county general plan land use element to identify and review areas covered that are subject to flooding as identified by floodplain mapping. It also requires, upon the next revision of the housing element, the conservation element to identify rivers, creeks, streams, flood corridors, riparian habitat, and groundwater recharge and storm water management, and requires the safety element contain protection from unreasonable risks of flooding.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_6_bill_20070411_amended_sen_v98.pdf

SB 34 (Torlakson) – Sacramento-San Joaquin Delta: Strategic Planning

PIFC Position: Watch

Status: Vetoed

This bill requires the Secretary of the Resources Agency to develop a strategic financing plan to achieve a sustainable Sacramento-San Joaquin Delta, and clarifies that a specified strategic financing plan shall include recommendations, in accordance with the “beneficiaries pay” principle, in order to create a dedicated revenue stream to pay for the maintenance of, and improvements to, delta levees, project levees and the levee conveyance system.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_34_bill_20070911_enrolled.pdf
http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_34_vt_20071013.html

Fraud

AB 267 (Calderon, C.) – Annuity Sales: Seniors

PIFC Position: Watch

Status: Assembly Insurance Committee

This bill requires an insurance producer agent or insurer, when making a recommendation to a senior consumer, for the purpose or exchange of an annuity, to have reasonable grounds for believing that the recommendation is suitable for the senior based on the facts disclosed by the senior relating to his or her financial situation and needs. This bill requires insurers to establish a system to supervise compliance with the placement of annuities to senior consumers.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0251-0300/ab_267_bill_20070329_amended_asm_v98.pdf

AB 545 (Walters) – Insurance Fraud

PIFC Position: Watch

Status: Assembly Public Employees, Retirement and Social Security

This bill authorizes the Public Employees Retirement System to obtain information from an insurer for purposes of determining the eligibility of a member, or unlawful application or receipt of benefits, under the Public Employees Retirement System. It also adds the Public Employees Retirement System to the list of authorized governmental agencies to which an insurer is required to release that information.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0501-0550/ab_545_bill_20070221_introduced.pdf

AB 924 (Emmerson) Vehicles: Crimes

PIFC Position: Watch

Status: Chapter 111 of the 2007 Statutes

This bill adds offenses involving theft of a motor vehicle as specified in Vehicle Code Section 10851 to the list of crimes subject to criminal asset forfeiture, a forfeiture scheme under which the proceeds of organized crime are forfeited to the state.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0901-0950/ab_924_bill_20070720_chaptered.pdf

AB 1401 (Aghazarian) – Insurance Fraud: Assessments**PIFC Position:** Support**Status:** Chapter 335 of the 2007 Statutes

This measure increases from \$1,300 to \$5,100 the annual certificate of authority fee on insurers to fund the activities of the Fraud Division of CDI. As part of the negotiations, CDI agreed to rename the annual fees funding anti-fraud activities as “special purpose assessments,” thereby clarifying existing law and allowing insurers to recoup the assessments from our insureds. The bill also requires CDI to report annually on their website information about the operations of the Fraud Division. PIFC staff is very pleased with the reporting aspect of the bill as it requires real metrics related to the performance of the Fraud Division and its efforts to fill the vacant positions.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1401-1450/ab_1401_bill_20071008_chaptered.pdf

SB 611 (Steinberg) Financial Abuse of Elder and Dependent Adults**PIFC Position:** Watch**Status:** Chapter 45 of the 2007 Statutes

This bill permits the use of the Attachment Law, which allows the plaintiff to attach the defendant's property to secure the amount of the claimed debt of defendant to plaintiff, in cases involving financial abuse of an elder under the Elder Abuse and Dependent Adult Civil Protection Act.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0601-0650/sb_611_bill_20070712_chaptered.pdf

SB 671 (Runner, G.) – Insurance Fraud**PIFC Position:** Watch**Status:** Senate Rules Committee

Relates to existing law which makes it unlawful for a person to make or cause to be made a knowingly false material statement in relation to insurance claims.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0651-0700/sb_671_bill_20070223_introduced.pdf

SB 1038 (Senate Banking, Finance and Insurance Committee) – Insurance**PIFC Position:** Watch**Status:** Chapter 100 of the 2007 Statutes

This bill relates to the unearned premium that is required under the Insurance Guaranty Association which is used to provide insurer insolvency coverage. It provides that any district attorney who fails to submit an application for fraud prosecution funds to the Commissioner of the Department of Insurance by the

deadline set by the commissioner shall be subject to loss of distribution of moneys. It also deletes a specified report requirement of the Fraud Division.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_1001-1050/sb_1038_bill_20070720_chaptered.pdf

Helmets

AB 425 (Adams) – Vehicles: Motorcycles: Safety Helmets: Exceptions

PIFC Position: Oppose

Status: Assembly Transportation Committee

This bill would have repealed the motorcycle helmet law by exempting persons 18 years and older if they have completed a motorcycle rider training program, or have been issued a motorcycle license from another jurisdiction for two years or more.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0401-0450/ab_425_bill_20070216_introduced.pdf

AB 1524 (Villines) – Vehicles: Motorcycles: Helmets

PIFC Position: Oppose

Status: In Assembly

This bill makes technical, non-substantive changes to the existing motorcycle helmet law.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1501-1550/ab_1524_bill_20070223_introduced.pdf

Identity Theft

SB 751 (Cogdill) – Identity Theft

PIFC Position: Watch

Status: Senate Public Safety Committee

This bill expands the jurisdiction of a criminal action involving the use of stolen identification documents to include the county in which the victim resides.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0751-0800/sb_751_bill_20070223_introduced.pdf

Insurance Commissioner

AB 1653 (Horton) – Insurance Commissioner: Election

PIFC Position: Watch

Status: Assembly Elections and Redistricting Committee

This bill makes the Office of the Insurance Commissioner non-partisan.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1651-1700/ab_1653_bill_20070223_introduced.pdf

SB 536 (Simitian) – Political Reform Act: Insurance Commissioner Campaigns

PIFC Position: Oppose

Status: Senate Banking, Finance and Insurance Committee

This bill enacts the Commissioner Election Accountability Act of 2007, and allows eligible Insurance Commissioner candidates to obtain public financing from a fund consisting of fees collected from insurers.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0501-0550/sb_536_bill_20070222_introduced.pdf

Insurance / Insurance Policy

AB 545 (Walters) – Insurance Fraud

PIFC Position: Watch

Status: Assembly Public Employees, Retirement and Social Security

This bill authorizes the Public Employees Retirement System to obtain information from an insurer for purposes of determining the eligibility of a member, or unlawful application or receipt of benefits, under the Public Employees Retirement System. It also adds the Public Employees Retirement System to the list of authorized governmental agencies to which an insurer is required to release that information.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0501-0550/ab_545_bill_20070221_introduced.pdf

AB 796 (Assembly Insurance Committee) Insurance

PIFC Position: Watch

Status: Chapter 138 of the 2007 Statutes

This bill authorizes the Insurance Commissioner to require a property or casualty insurer showing a negative trend to file a revised risk-based capital plan and corrective action plan and eliminates the presumption that securities valued by the National Association of Insurance Commissioners Securities Valuation Office are presumed to be readily marketable assets, this bill also allows updates to Uniform Building Code requirements for purposes of setting earthquake insurance premiums, as specified, and modifies the definition of a “credit default swap” for purposes of financial guaranty insurance.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0751-0800/ab_796_bill_20070727_chaptered.pdf

AB 924 (Emmerson) Vehicles: Crimes

PIFC Position: Watch

Status: Chapter 111 of the 2007 Statutes

This bill adds offenses involving theft of a motor vehicle as specified in Vehicle Code Section 10851 to the list of crimes subject to criminal asset forfeiture, a forfeiture scheme under which the proceeds of organized crime are forfeited to the state.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0901-0950/ab_924_bill_20070720_chaptered.pdf

AB 1006 (Maze) – Pawnbrokers and Dealers

PIFC Position: Watch

Status: Assembly Business and Professions Committee

This bill prohibits pawnbrokers, secondhand dealers and coin dealers from charging the original claimant for returning the stolen item if the original claimant filed a report with law enforcement within a specified time period. It requires a law enforcement agency to return property to a dealer if the agency is unable to establish ownership within a certain time after the property is no longer required for a criminal investigation.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1001-1050/ab_1006_bill_20070222_introduced.pdf

AB 1008 (Calderon, C.) – Insurance: Vehicle Service Contracts

PIFC Position: Watch

Status: Chapter 326 of the 2007 Statutes

This bill changes the definition of vehicle service contract to include only those agreements that have a term of at least one year that promise routine maintenance, and agreements to promise repair or replacement of a tire, wheel, or glass. It provides that a vehicle service contract may include any or all specified benefits. It also provides that an obligor of a parent company may establish that it possesses a specified net worth in lieu of filing an insurance policy and must meet the obligor's contract obligations.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1001-1050/ab_1008_bill_20071008_chaptered.pdf

AB 1051 (Carter) – Insurance: Nonadmitted Insurers

PIFC Position: Watch

Status: Senate Banking, Finance and Insurance Committee

This bill relates to the provision that certain types of liability insurance may not be placed with nonadmitted insurers. It also provides that this prohibition does not apply to insurance issued to a governmental agency for the purpose of financing environmental remedial work authorized by a court order.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1051-1100/ab_1051_bill_20070222_introduced.pdf

SB 573 (Scott) – Annuity Sales: Seniors

PIFC Position: Watch

Status: Assembly Insurance Committee

This bill requires life insurance companies to determine suitability of a product based on the senior consumer's financial situation and needs, and shall make efforts to obtain information regarding investments.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0551-0600/sb_573_bill_20070702_amended_asm_v96.pdf

SB 875 (Ridley-Thomas) – Insurance Premiums: Installment Fees

PIFC Position: Support

Status: Senate Rules Committee

This bill authorizes automobile or residential property insurers to offer policyholders the option of making installment payments of the premium. It authorizes insurers to charge a reasonable fee for administering the installment plan option, and provides that an installment fee is not a premium.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0851-0900/sb_875_bill_20070501_amended_sen_v96.pdf

Liability

AB 70 (Jones) – Flood Liability

PIFC Position: Watch

Status: Chapter 367 of the 2007 Statutes

This bill provides that a city or county may be required to contribute its fair and reasonable share of the property damage caused by a flood, if the city or county unreasonably approved new developments in a previously undeveloped area that

is protected by a state flood control project.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0051-0100/ab_70_bill_20071010_chaptered.pdf

AB 1546 (Calderon, C.) – Income Taxes: Limited Liability Companies

PIFC Position: Watch

Status: Assembly Inactive File

This bill changes the basis for reportable income for determination of the limited liability corporation fee. Specifically, this bill bases the fee on a limited liability corporations income derived from activity in California rather than on worldwide total income. It also codifies a state court decision, Macy's v. San Francisco, to ensure that the state is only to issue refunds of the fee collected in violation of the United States Constitution.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1501-1550/ab_1546_bill_20070905_amended_sen_v96.pdf

SB 138 (Calderon) – Construction Contracts: Indemnity

PIFC Position: Watch

Status: Chapter 32 of the 2007 Statutes

This bill provides that all agreements affecting any residential construction contract that purport to indemnify the general contractor not affiliated with the builder by a subcontractor against liability for claims of construction defects or negligence are unenforceable.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0101-0150/sb_138_bill_20070706_chaptered.pdf

Liens

AB 1456 (Laird) – Medi-Cal: Third Party Liability

PIFC Position: Watch

Status: Senate Third Reading

This bill was amended late in the session to be a vehicle for the Medi-cal lien issue. As amended, this bill is now identical to SB 93 (Corbett) that became a new bill in Assembly Rules on September 6, 2007 and passed to the Senate on September 10, 2007. As amended this bill prohibits the amount paid by Medi-Cal from being considered as evidence of past medical damages or for the purpose of reducing a third party's liability to the beneficiary in any third-party action.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1451-1500/ab_1456_bill_20070907_amended_sen_v92.pdf

AB 1575 (Richardson) – Vehicle Liens

PIFC Position: Watch

Status: Chapter 121 of the 2007 Statutes

This bill relates to vehicle lien compensation for automotive repairs and other costs and increases those amounts. It prohibits the lienholder from dismantling, disengaging, removing or stripping from the vehicle parts used to complete the work or services. It also provides a timeframe for the repair dealer to provide a requested copy of the work order or invoice reflecting the services and repairs performed without the extinguishment of the lien.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1551-1600/ab_1575_bill_20070720_chaptered.pdf

SB 83 (Senate Budget & Fiscal Review Committee) – Medical Liens

PIFC Position: Watch

Status: Senate Inactive File

Upon passage from the Assembly, the bill included the medical lien language that was subsequently removed.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0051-0100/sb_83_bill_20070720_amended_asm_v97.pdf

SB 93 (Corbett) – Medical Liens – Third Party Liability

PIFC Position: Oppose

Status: Vetoed by Governor

This bill would have prohibited the amount paid by Medi-Cal from being considered as evidence of past medical damages or for the purpose of reducing the 3rd party's liability to the beneficiary in any 3rd-party action.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0051-0100/sb_93_bill_20070912_enrolled.pdf
http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0051-0100/sb_93_vt_20071005.html

Miscellaneous

AB 948 (Niello) – Employment: Compensation

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill requires the Division of Labor Standards Enforcement of the Department of Industrial Relations to conduct a study on the applicability of overtime

exemptions to highly-compensated employees under state law.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0901-0950/ab_948_bill_20070410_amended_asm_v98.pdf

Political Reform Act

AB 404 (Ruskin) – Political Reform Act of 1974: Disclosure

PIFC Position: Watch

Status: Chapter 494 of the 2007 Statutes

This bill requires that an advertisement supporting or opposing a candidate that is paid for by an independent expenditure, expressly state that it is not authorized by a candidate or candidate-controlled committee.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0401-0450/ab_404_bill_20071011_chaptered.pdf

AB 583 (Hancock) – Political Reform Act: Clean Money and Fair Elections

PIFC Position: Watch

Status: Senate Elections, Reapportionment and Constitutional Amendments Committee

This bill enacts the Clean Money and Fair Elections Act and authorizes eligible candidates for Governor and for one unspecified seat in the Senate and another in the Assembly to obtain public funds according to specified procedures and requirements, provided that certain thresholds are attained. It imposes primary responsibility for the administration of these provisions on the Fair Political Practices Commission and creates the Clean Money Fund to fund the commission for these purposes.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0551-0600/ab_583_bill_20070604_amended_asm_v98.pdf

SB 298 (Cogdill) – Political Reform Act: Contributions

PIFC Position: Watch

Status: To Assembly Inactive File

This bill increases the amount of campaign contributions a person or combination of persons must make in a calendar year in order to be considered a committee and increases the amount of campaign contributions that a candidate or committee must receive from a person before that candidate or committee is required to inform the person that he or she may be required to file campaign reports.

SB 536 (Simitian) – Political Reform Act: Insurance Commissioner Campaigns

PIFC Position: Oppose

Status: Senate Banking, Finance and Insurance Committee

This bill enacts the Commissioner Election Accountability Act of 2007, and allows eligible Insurance Commissioner candidates to obtain public financing from a fund consisting of fees collected from insurers.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0501-0550/sb_536_bill_20070222_introduced.pdf

Privacy

AB 372 (Salas) – Personal Information

PIFC Position: Watch

Status: Assembly Judiciary Committee

This bill makes technical, non-substantive changes to existing law that requires businesses to destroy customer records, and implement and maintain reasonable security procedures to protect personal information. This is a two-year bill.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0351-0400/ab_372_bill_20070319_amended_asm_v98.pdf

AB 703 (Ruskin) – Social Security Numbers

PIFC Position: Watch

Status: Assembly Judiciary Committee

This bill prohibits a person or entity from using a social security number as an identifier, except as required by federal or state law. It requires that records containing social security numbers be discarded or destroyed in a specified manner. It requires the encryption or locked storage of records containing social security numbers.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0701-0750/ab_703_bill_20070222_introduced.pdf

AB 779 (Jones) – Personal Information: State Agencies and Businesses

PIFC Position: Neutral

Status: Vetoed

This bill amends the existing data breach notification law. Specifically, this bill prohibits, beginning July 1, 2008, a person, business or public agency that sells goods or services to any resident and accepts as payment, a credit card, debit card or other payment device, from storing, retaining, sending or failing to limit access to related information, and requires notification. In addition, this bill exempts any person or business subject to the Gramm-Leach Bliley Act (GLBA).

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0751-0800/ab_779_bill_20070914_enrolled.pdf
http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0751-0800/ab_779_bill_20071013.html

AB 1298 (Jones) – Personal Information: Disclosure

PIFC Position: Watch

Status: Chapter 699

This bill amends existing law relating to disclosure of personal information. Specifically, this bill adds medical and health insurance information to the data elements that, when combined with a person's name, would constitute personal information that would require disclosure when acquired, or believed to be acquired, by an unauthorized person due to a security breach.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1251-1300/ab_1298_bill_20071014_chaptered.pdf

AB 1392 (Saldana) – Online Privacy

PIFC Position: Watch

Status: Assembly

This bill declares the intent of the Legislature to enact legislation that would enhance online privacy.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1351-1400/ab_1392_bill_20070223_introduced.pdf

SB 30 (Simitian) – Identity Information Protection Act of 2007

PIFC Position: Watch

Status: To Assembly Inactive File

This bill enacts the Identity Information Protection Act of 2007, and it requires identification documents that are created, mandated, purchased, or issued by various public entities that use radio waves to transmit data, or enable data to be read remotely, to meet specified requirements.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_30_bill_20070612_amended_asm_v96.pdf

SB 31 (Simitian) – Identification Documents

PIFC Position: Watch

Status: Senate Public Safety Committee

This bill provides that the intentional reading or the remote reading of a person's identification document using radio waves without his or her knowledge or consent is a misdemeanor, punishable by a jail term of one year or a \$5,000 fine or both.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_31_bill_20070417_amended_sen_v97.pdf

SB 328 (Corbett) – Personal Information: Prohibited Practices

PIFC Position: Watch

Status: Assembly Banking and Finance Committee

This bill relates to existing law which requires a business to ensure the privacy of a customer's personal information. It includes a telephone calling pattern record or list in the definition of personal information. It also prohibits any person from obtaining or causing the disclosure of personal information about a customer or employee contained in the records of a business through specified methods, such as by making false, fictitious, or fraudulent statements.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0301-0350/sb_328_bill_20070409_amended_sen_v98.pdf

SB 364 (Simitian) – Personal Information: Privacy

PIFC Position: Watch

Status: Senate Judiciary Committee

This bill allows for government agencies to use a substitute notice for a security breach, if the agency demonstrates that the cost of disclosure would exceed \$100,000.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0351-0400/sb_364_bill_20070220_introduced.pdf

SB 388 (Corbett) – Privacy: Radio Frequency Identification Tags

PIFC Position: Watch

Status: To Assembly Inactive File

This bill requires any private entity that sells, furnishes, or otherwise issues a card or other item containing a Radio Frequency Identification (RFID) tag that can be scanned for personally identifiable information to provide specified information to the recipient. In addition, this bill authorizes an aggrieved party to bring an action against a violator for nominal or actual damages, as specified.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0351-0400/sb_388_bill_20070906_amended_asm_v94.pdf

PIFC Position: Watch

Status: Senate Public Safety Committee

This bill expands the jurisdiction of a criminal action involving the use of stolen identification documents to include the county in which the victim resides.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0751-0800/sb_751_bill_20070223_introduced.pdf

Punitive Damages

SB 423 (Harman) – Exemplary Damages

PIFC Position: Watch

Status: Senate Judiciary Committee

This bill amends existing law which authorizes a plaintiff to recover exemplary damages in an action for the breach of an obligation not arising from contract if it is proven by clear and convincing evidence that the defendant has been guilty of oppression, fraud, or malice. It limits the amount of exemplary damages that are available pursuant to the provision described above to 3 times the amount of compensatory damages.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0401-0450/sb_423_bill_20070221_introduced.pdf

Redistricting

SCA 9 (Ashburn) – Legislative Reform: District, Term, Salary Limits

PIFC Position: Watch

Status: In Assembly

This bill proposes an amendment to the Constitution to set new lifetime term limits for members of the State Senate and Assembly, to require the Legislature, when adjourned for a joint recess or during other appropriate times, conduct hearings and studies on the oversight of state government operations, evaluation of existing laws, and research about long-term improvement of state government, and prohibits the Legislature from recessing or adjourning until it has passed and presented a budget bill to the Governor.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sca_9_bill_20070514_amended_sen_v98.pdf

Safety

AB 248 (Gaines) – Vehicles: Violations: Punishment

PIFC Position: Watch

Status: Assembly Public Safety Committee

This bill clarifies in the list of traffic violations of the Vehicle Code that a violation

related to a motor vehicle speed contest as a misdemeanor, that under the exception it could be determined to be a misdemeanor or felony if that person has been convicted of engaging in a motor vehicle speed contest or reckless driving for an offense that occurred within 5 years of the date of a prior offense that resulted in a conviction and the most recent offense proximately caused serious bodily injury to a person other than the driver. The second violation is punishable as a misdemeanor or a felony.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0201-0250/ab_248_bill_20070201_introduced.pdf

AB 425 (Adams) – Vehicles: Motorcycles: Safety Helmets: Exceptions

PIFC Position: Oppose

Status: Assembly Transportation Committee

This bill would have repealed the motorcycle helmet law by exempting persons 18 years and older if they have completed a motorcycle rider training program, or have been issued a motorcycle license from another jurisdiction for two years or more.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0401-0450/ab_425_bill_20070216_introduced.pdf

AB 1524 (Villines) – Vehicles: Motorcycles: Helmets

PIFC Position: Oppose

Status: In Assembly

This bill makes technical, non-substantive changes to the existing motorcycle helmet law.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1501-1550/ab_1524_bill_20070223_introduced.pdf

SB 1023 (Harman) Vehicles: Unsafe Operation

PIFC Position: Watch

Status: Senate Rules Committee

This bill makes changes to existing law whereby it is unlawful to operate a vehicle or combination of vehicles that is in an unsafe condition or that is not safely loaded, and that presents an immediate safety hazard or to operate a vehicle or combination of vehicles that is not equipped as provided in the Vehicle Code.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_1001-1050/sb_1023_bill_20070223_introduced.pdf

Seismic Safety/Earthquake

AB 319 (Nava) – Emergencies: Tsunami Hazard Preparedness

PIFC Position: Watch

Status: Vetoed

This bill enacts the Tsunami Hazard Preparedness and Mitigation Act of 2007, to establish the Tsunami Hazard Preparedness and Mitigation Steering Committee to guide tsunami hazard preparation activities in the state. It requires the Office of Emergency Services to establish a statewide tsunami hazard mitigation program to assist local governments in preparing for, responding to, and mitigating the effects of tsunamis. This bill also requires federal funding for implementation, and provides that participation is discretionary.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0301-0350/ab_319_bill_20070919_enrolled.pdf
http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0301-0350/ab_319_vt_20071010.html

AB 796 (Assembly Insurance Committee) – Insurance

PIFC Position: Watch

Status: Chapter 138 of the 2007 Statutes

This bill authorizes the Insurance Commissioner to require a property or casualty insurer showing a negative trend to file a revised risk-based capital plan and corrective action plan and eliminates the presumption that securities valued by the National Association of Insurance Commissioners Securities Valuation Office are presumed to be readily marketable assets, this bill also allows updates to Uniform Building Code requirements for purposes of setting earthquake insurance premiums, as specified, and modifies the definition of a “credit default swap” for purposes of financial guaranty insurance.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0751-0800/ab_796_bill_20070727_chaptered.pdf

Service of Process

AB 859 (Plescia) – Civil Procedure: Service of Process

PIFC Position: Watch

Status: Chapter 15 of the 2007 Statutes

This bill amends existing law which requires that prior to a hearing on a writ of possession, the defendant be served with a copy of the summons and complaint, a notice of application and hearing, and a copy of the application and any affidavit in support thereof. It requires service of process in the same manner as a summons if the defendant has not appeared in the action and further writs, notices, orders, or other papers are required to be served on the defendant. This measure relates to filing writs of attachment for levies.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0851-0900/ab_859_bill_20070622_chaptered.pdf

SB 998 (Cox) – Commissioner of Corporations: Business Regulation

PIFC Position: Watch

Status: Chapter 101 of the 2007 Statutes

This measure relates to corporations' annual statements, the suspending or

barring from employment for issuing securities, franchises, making deferred deposit transactions, finance lenders, check sellers, and proraters, limited partnerships and limited liability securities companies, making it illegal to alter, destroy or falsify a securities related document, offering circulars for franchise sales, financial institution licensure under the Lenders Law, and the mortgage lender withdrawal from business procedures.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0951-1000/sb_998_bill_20070720_chaptered.pdf

Small Claims Court

AB 737 (Keene) – Small Claims Court Jurisdiction

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill is a two-year bill and was amended to become a “study bill”. This bill would require the Judicial Council to study the effect of the existing small claims jurisdictional limits on litigants and would-be litigants in the state and to report to the Legislature.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0701-0750/ab_737_bill_20070424_amended_asm_v98.pdf

Surplus Lines

AB 522 (Duvall) – Nonadmitted Insurers

PIFC Position: Watch

Status: Chapter 134 of the 2007 Statutes

This bill relates to surplus lines brokers soliciting nonadmitted insurers. It extends existing law that specifies duties of nonadmitted insurers and surplus line brokers transacting business, gives applicants and policyholders the right to notice of the power to cancel the policy under specified circumstances, and notice that the broker fee must be returned and that the premium be prorated when a policy is canceled and imposes a similar requirement with respect to person insurance and associated umbrella policies.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0501-0550/ab_522_bill_20070727_chaptered.pdf

AB 720 (De Leon) – Insurance: Licenses

PIFC Position: Watch

Status: Chapter 270 of the 2007 Statutes

This bill establishes two agent license types, a life-only license and an accident and health license, and defines the authorities of the license types and specifies the requirements for licensure and continuing education requirements.

AB 796 (Assembly Insurance Committee) Insurance

PIFC Position: Watch

Status: Chapter 138 of the 2007 Statutes

This bill authorizes the Insurance Commissioner to require a property or casualty insurer showing a negative trend to file a revised risk-based capital plan and corrective action plan and eliminates the presumption that securities valued by the National Association of Insurance Commissioners Securities Valuation Office are presumed to be readily marketable assets, this bill also allows updates to Uniform Building Code requirements for purposes of setting earthquake insurance premiums, as specified, and modifies the definition of a “credit default swap” for purposes of financial guaranty insurance.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0751-0800/ab_796_bill_20070727_chaptered.pdf

Theft

AB 998 (Garrick) – Theft: Motor Vehicle: Penalties

PIFC Position: Support

Status: Assembly Public Safety Committee

This bill applies provisions of existing law to a person who has previously been convicted of one or more misdemeanor violations. It prohibits a person subject to punishment under the provisions of existing law related to felony grand theft of a motor vehicle from being granted probation, except in unusual cases. It also relates to existing law covering the theft of an emergency vehicle to delete the requirement that the status of the vehicle be known to the person and that the vehicle is in use on an emergency call.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0951-1000/ab_998_bill_20070326_amended_asm_v98.pdf

Total Loss Salvage

AB 254 (Gaines) – Vehicles: Total Loss Salvage Vehicles

PIFC Position: Watch

Status: Assembly Transportation Committee

This bill adds a new definition to the vehicle titling laws for a total loss salvage vehicle due to flood.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0251-0300/ab_254_bill_20070410_amended_asm_v98.pdf

SB 498 (Oropeza) – Vehicles: Total Loss Salvage Vehicles

PIFC Position: Oppose

Status: To Senate Inactive File

This bill prohibits a person who determines a vehicle to be a total loss salvage, due to salt water damage, from selling or otherwise transferring the vehicle to any person or entity in California. This bill further prohibits a person or entity from knowingly buying, selling, consigning or otherwise transferring vehicles salvaged due to saltwater damage, except to a licensed dismantler to be destroyed.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0451-0500/sb_498_bill_20070502_amended_sen_v96.pdf

Traffic Violator School

AB 645 (Feuer) – Vehicles: Traffic Violations: Adjudication

PIFC Position: Support

Status: Chapter 161 of the 2007 Statutes

This bill prohibits an individual that is convicted of a 2-point violation from attending traffic school and permits court discretion in expunging convictions of these violations from an individual's record.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0601-0650/ab_645_bill_20070730_chaptered.pdf

AB 758 (Plescia) – Insurance: Licenses

PIFC Position: Watch

Status: Chapter 396 of the 2007 Statutes

This bill requires the Department of Motor Vehicles (DMV) to develop a comprehensive plan for the licensing of traffic violator schools on or before July 1, 2008 and submit the report to the Legislature. The report should include components by which the licensing of all traffic violator instruction programs may be consolidated under the authority of the DMV.

AB 1099 (Portantino) – Vehicles: Traffic Violator Schools

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill makes several changes to traffic violator school licensing, methods and duration of instruction, DMV fees, and course completion certificates.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1051-1100/ab_1099_bill_20070411_amended_asm_v98.pdf

Vehicle / Vehicle Fee

AB 217 (Beall) – Vehicle License Fee and Registration: Biennial

PIFC Position: Watch

Status: Assembly Revenue and Taxation Committee

This bill would change current law of an annual fee for any vehicle subject to registration in this state to a biennial fee and requires the Director of the Department of Motor Vehicles to establish a biennial vehicle registration period.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0201-0250/ab_217_bill_20070409_amended_asm_v98.pdf

AB 218 (Saldana) – Vehicles: Fees

PIFC Position: Watch

Status: Senate Inactive File

This bill provides that when a smog certificate is required for renewal a special license plate is not made until the smog certificate is received by the Department of Motor Vehicles.

AB 254 (Gaines) – Vehicles: Total Loss Salvage Vehicles

PIFC Position: Watch

Status: Assembly Transportation Committee

This bill adds a new definition to the vehicle titling laws for a total loss salvage vehicle due to flood.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0251-0300/ab_254_bill_20070410_amended_asm_v98.pdf

AB 430 (Benoit) – Vehicles: Speed Contests and Reckless Driving

PIFC Position: Watch

Status: Chapter 682 of the 2007 Statutes

This bill makes technical cross-referencing amendments to various Vehicle Code

sections to reflect changes made to reckless driving and engaging in a motor vehicle speed contest that proximately causes great bodily injury.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0401-0450/ab_430_bill_20071014_chaptered.pdf

AB 619 (Emmerson) – Vehicle Registration Amnesty Program

PIFC Position: Watch

Status: Senate Appropriations Committee

This bill requires the Department of Motor Vehicles to establish a vehicle registration amnesty program that allows vehicle owners that have incorrectly titled or registered their vehicles to correct their vehicle information, under specified conditions, and avoid criminal action. The term of this program is January 1, 2008 through January 1, 2010.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0601-0650/ab_619_bill_20070717_amended_sen_v96.pdf

AB 645 (Feuer) – Vehicles: Traffic Violations: Adjudication

PIFC Position: Support

Status: Chapter 161 of the 2007 Statutes

This bill prohibits an individual that is convicted of a 2-point violation from attending traffic school and permits court discretion in expunging convictions of these violations from an individual's record.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0601-0650/ab_645_bill_20070730_chaptered.pdf

AB 808 (Parra) – Vehicles: Licensure Application or Renewal

PIFC Position: Watch

Status: Chapter 748 of the 2007 Statutes

This bill enacts the Steve Ambriz Act. It requires, as a condition of obtaining or renewing a driver's license, the applicant sign a declaration regarding driving under the influence, and the potential charges that could result from killing a person as a result of driving under the influence. It also requires the declaration to be printed in the same language as the driver's license application or renewal notice.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0801-0850/ab_808_bill_20071014_chaptered.pdf

AB 893 (Walters – Vehicles: Speeding)**PIFC Position:** Watch**Status:** Assembly Transportation Committee

This bill would make it an infraction to drive a vehicle upon a highway at a speed of 100 miles per hour or more, and requires a minimum fine of \$300 to be imposed upon any conviction of that offense. It requires, upon a first conviction, the court to suspend the person's privilege to operate a motor vehicle for 30 days.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0851-0900/ab_893_bill_20070222_introduced.pdf

AB 913 (Niello) – Vehicles: Motor Carriers: Permits**PIFC Position:** Watch**Status:** Chapter 58 of the 2007 Statutes

This bill waives a motor carrier permit reinstatement fee if it is demonstrated that a lapse in liability insurance or workers compensation insurance coverage did not occur.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0901-0950/ab_913_bill_20070712_chaptered.pdf

AB 998 (Garrick) – Theft: Motor Vehicle: Penalties**PIFC Position:** Support**Status:** Assembly Public Safety Committee

This bill applies provisions of existing law to a person who has previously been convicted of one or more misdemeanor violations. It prohibits a person subject to punishment under the provisions of existing law related to felony grand theft of a motor vehicle from being granted probation, except in unusual cases. It also relates to existing law covering the theft of an emergency vehicle to delete the requirement that the status of the vehicle be known to the person and that the vehicle is in use on an emergency call.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0951-1000/ab_998_bill_20070326_amended_asm_v98.pdf

AB 1165 (Maze) – Driving Under the Influence: Repeat Offense**PIFC Position:** Watch**Status:** Chapter 749 of the 2007 Statutes

This bill makes it unlawful for a person who is on probation for specified driving under the influence offenses to operate a motor vehicle with a blood alcohol concentration of 0.01% or greater, as measured by a preliminary alcohol screening.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1151-1200/ab_1165_bill_20071014_chaptered.pdf

AB 1215 (Benoit) – Vehicles: DUI**PIFC Position:** Watch**Status:** Assembly Public Safety Committee

This bill prohibits a person who has a specified amount of methamphetamine, phencyclidine, cocaine, cocaine metabolite, heroin, or heroin metabolite in his or her blood, or urine, from driving a vehicle, or being in actual physical control of a vehicle on a highway or on premises to which the public has access.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1201-1250/ab_1215_bill_20070412_amended_asm_v97.pdf

AB 1321 (Duvall) – Department of Motor Vehicles: Display System**PIFC Position:** Vehicles: Fees**Status:** In Assembly

This bill relates to changes to existing law which require the Department of Motor Vehicles to charge fees, adjusted every January 1, for certain specified services.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1301-1350/ab_1321_bill_20070223_introduced.pdf

AB 1416 (Runner, S.) – Child Endangerment**PIFC Position:** Watch**Status:** Assembly Public Safety Committee

This bill makes it a misdemeanor, punishable by imprisonment in a county jail or a felony punishable by imprisonment in state prison, for a person to operate a motor vehicle in a manner that is a violation of a driving under the influence offense and where a child is a passenger in that vehicle at the time of the violation.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1401-1450/ab_1416_bill_20070223_introduced.pdf

AB 1464 (Benoit) – Vehicles**PIFC Position:** Watch**Status:** Chapter 452 of the 2007 Statutes

This bill permits the court when an owner or other person given a notice to appear does not appear in court, or pay the applicable fine and penalties if an appearance is not required, to notify the owner or other person by mail that registration may be precluded by that failure and file a notice of noncompliance with the Department of Motor Vehicles in order to preclude registration of the vehicle involved in the offense.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1451-1500/ab_1464_bill_20071010_chaptered.pdf

AB 1487 (Berryhill) – Vehicles: Driving-Under-the-Influence

PIFC Position: Watch

Status: Senate Public Safety Committee

This bill reduces the level of blood alcohol concentration required for referral to participate in a licensed driving-under-the influence program, where the person is otherwise eligible, for programs that last for at least 3 months and at least 6 months. It also reduces the amount of blood alcohol concentration that the court would be required to give heightened consideration in applying a person to operate a vehicle with a certified ignition interlock device.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1451-1500/ab_1487_bill_20070424_amended_asm_v98.pdf

AB 1575 (Richardson) – Vehicle Liens

PIFC Position: Watch

Status: Chapter 121 of the 2007 Statutes

This bill relates to vehicle lien compensation for automotive repairs and other costs and increases those amounts. It prohibits the lienholder from dismantling, disengaging, removing or stripping from the vehicle parts used to complete the work or services. It also provides a timeframe for the repair dealer to provide a requested copy of the work order or invoice reflecting the services and repairs performed without the extinguishment of the lien.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_1551-1600/ab_1575_bill_20070720_chaptered.pdf

SB 7 (Oropeza) – Smoking in Vehicles with Minor Passengers

PIFC Position: Watch

Status: Chapter 425 of the 2007 Statutes

This bill would make it an infraction punishable by a fine for a person to smoke a pipe, cigar, or cigarette in a motor vehicle, whether in motion or at rest, in which there is a minor. It requires a public education program regarding the dangers of

secondhand smoke in confined places. The bill prohibits a law enforcement officer from stopping a vehicle for the sole purpose of determining whether the driver is in violation of anti-smoking provisions.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0001-0050/sb_7_bill_20071010_chaptered.pdf

SB 60 (Cedillo) – DMV Federal Real ID Act**PIFC Position:** Support**Status:** Assembly Third Reading

This bill relates to the federal Real ID Act of 2005 to establish minimum standards for state-issued drivers' licenses and identification cards. It requires a report to the Legislature on issues concerning measures needed to implement the act in the state and an estimate of costs. The bill also provides for recommendations of funding mechanism for that implementation and relates to the Department of Motor Vehicles.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0051-0100/sb_60_bill_20070703_amended_asm_v96.pdf

SB 124 (Ducheny) – Evasion of Tolls: Registered Owner**PIFC Position:** Watch**Status:** Chapter 150 of the 2007 Statutes

This bill allows a toll facility operator to send a copy of a notice of toll evasion, in addition to an owner of a vehicle registered in California, to the owner of a violating vehicle that is registered in another state, the District of Columbia (DC) or a U.S. territory or possession.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0101-0150/sb_124_bill_20070727_chaptered.pdf

SB 492 (Maldonado) – Vehicles: Abandonment: Fines**PIFC Position:** Watch**Status:** Senate Transportation and Housing

This bill would increase the minimum base fine for abandoning a vehicle from \$100 to \$1,000.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0451-0500/sb_492_bill_20070222_introduced.pdf

SB 613 (Simitian) – Local Governments: Vehicle Fees**PIFC Position:** Watch**Status:** Vetoed

This bill provides that the City/County Association of Governments of San Mateo County may reauthorize a fee on motor vehicles registered within the county for a program for the management of traffic congestion and storm water pollution within that county for a specified period.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0601-0650/sb_613_bill_20070904_enrolled.pdf
http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0601-0650/sb_613_vt_20071013.html

SB 641 (Corbett) – Vehicle Rental Agreements: San Jose Airport

PIFC Position: Watch

Status: Chapter 44 of the 2007 Statutes

This bill relates to rental car company fees, deletes provisions applicable to the San Jose International Airport, and, authorizes the imposition of a customer facility charge under the general provisions described in current law.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0601-0650/sb_641_bill_20070712_chaptered.pdf

SB 841 (Calderon, R.) – Vehicles: Mature Driver Improvement Course

PIFC Position: Watch

Status: To Assembly Inactive File

This bill amends existing law that requires the Director of Motor Vehicles to establish standards and develop criteria for approval of initial and renewal mature driver improvement courses. It specifies that a course may be offered in an Internet format, if the course is educationally equivalent to the course provided in the classroom format. This bill also authorizes the department to require such course provider to include technologies that reasonably verify the identity of the person taking the course.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0301-0350/ab_319_bill_20070717_amended_sen_v96.pdf

SB 889 (Maldonado) – Vehicles

PIFC Position: Watch

Status: Assembly Appropriations Committee

This bill requires the Department of Transportation, in cooperation with the Department of Motor Vehicles, to establish the Carpool Education Program containing specified components for educating the public on the use of highway lanes and highway ramps for high-occupancy vehicles, and for reporting alleged violations of that existing law and for the Department of Transportation to issue notices and educational brochures to alleged violators.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0851-0900/sb_889_bill_20070702_amended_asm_v97.pdf

SB 1023 (Harman) Vehicles: Unsafe Operation

PIFC Position: Watch

Status: Senate Rules Committee

This bill makes changes to existing law whereby it is unlawful to operate a vehicle or combination of vehicles that is in an unsafe condition or that is not safely loaded, and that presents an immediate safety hazard or to operate a vehicle or combination of vehicles that is not equipped as provided in the Vehicle Code.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_1001-1050/sb_1023_bill_20070223_introduced.pdf

Vehicle Code**AB 430 (Benoit) – Vehicles: Speed Contests and Reckless Driving**

PIFC Position: Watch

Status: Chapter 682 of the 2007 Statutes

This bill makes technical cross-referencing amendments to various Vehicle Code sections to reflect changes made to reckless driving and engaging in a motor vehicle speed contest that proximately causes great bodily injury.

http://info.sen.ca.gov/pub/07-08/bill/asm/ab_0401-0450/ab_430_bill_20071014_chaptered.pdf

SB 124 (Ducheny) – Evasion of Tolls: Registered Owner

PIFC Position: Watch

Status: Chapter 150 of the 2007 Statutes

This bill allows a toll facility operator to send a copy of a notice of toll evasion, in addition to an owner of a vehicle registered in California, to the owner of a violating vehicle that is registered in another state, the District of Columbia (DC) or a U.S. territory or possession.

http://info.sen.ca.gov/pub/07-08/bill/sen/sb_0101-0150/sb_124_bill_20070727_chaptered.pdf

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