

SWCLC Southwest California Legislative Council

MEETING AGENDA

Monday May 16, 2022

Presiding: Erik McLeod, 2022 Chair

Legislative Consultant: Chris Collier, Rincon Strategies

Call to Order, Roll Call & Introductions:

12:00pm

Chair Report

Approval of Minutes

Presentation: Californians for Safe Stores and Neighborhoods

Legislative Report #5

1. AB 660: Department of Motor Vehicles: records: pull-notice system
2. AB 2029: Health care coverage: treatment for infertility
3. AB 2201: Groundwater sustainability agency: groundwater extraction permit: verification
4. SB 958: Medication and Patient Safety Act of 2022
5. SB 1301: Corporation Tax Law: Personal Income Tax Law: credits: green energy: manufacturing
6. RCTC- I-15 Budget Request
7. Californians for Safe Stores and Neighborhoods
 - a. AB 2356: Theft: aggregation
 - b. SB 301: Marketplaces: online marketplaces

Coalitions Discussion

Executive Committee Discussion

Chambers/Tribal/Legislative Reps Announcements

Adjourn- Next Meeting 6/20

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Western MWD

CR&R Waste Services

Abbot Vascular

Temecula Valley Chamber of Commerce

Murrieta/Wildomar Chamber of Commerce

Lake Elsinore Valley Chamber of Commerce

Menifee Valley Chamber of Commerce

Corona Chamber of Commerce

Southwest Healthcare Systems

Temecula Valley Hospital

Economic Development Coalition

The Murrieta Temecula Group

Southern California Edison

The Gas Company

California Apartment Association

Western Municipal Water District

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LEGISLATIVE REPORT #5: May 2022

[AB 660](#) (Cooper D) Department of Motor Vehicles: records: pull-notice system.

Current Text: Introduced: 2/12/2021 [html](#) [pdf](#)

Location: 5/4/2022-S. TRANS.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Existing law requires a prospective employer of a driver of specified vehicles, such as a permitted taxicab, to obtain a report from the Department of Motor Vehicles that shows the driver’s current public record. Existing law requires an employer of a driver who drives a specified vehicle to participate in a pull-notice system, which is a process for the purpose of providing the employer with a report showing the driver’s current public record, and any subsequent convictions, failures to appear, accidents, driver’s license suspensions, driver’s license revocations, or any other actions taken against the driving privilege or certificate, added to the driver’s record while the employer’s notification request remains valid and has not been canceled. Existing law also requires the employer of the driver to obtain a periodic report from the department at least every 12 months. A violation of these provisions is a crime. This bill would expand the applicability of these provisions, including the pull-notice system, to include drivers of vehicles operated in the service of a delivery network company, a transportation network company, a charter-party carrier, as defined, or operated for compensation in fulfillment of deliveries, as defined. By expanding the class of drivers subject to these provisions, this bill would expand the scope of an existing crime and create a state-mandated local program. The bill would also establish that a prospective employee’s consent allowing an employer to obtain an initial report is sufficient for the continued monitoring of that driver’s record under the pull-notice system. This bill contains other related provisions and other existing laws.

[AB 2029](#) (Wicks D) Health care coverage: treatment for infertility.

Current Text: Amended: 5/3/2022 [html](#) [pdf](#)

Last Amended: 5/3/2022

Location: 4/26/2022-A. APPR.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Calendar:

5/18/2022 9 a.m. - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS, HOLDEN, Chair

Summary:

Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the licensure and regulation of health care service plans by the Department of Managed Health Care and makes a willful violation of the act a crime. Existing law provides for the regulation of disability insurers by the Department of Insurance. Existing law imposes various requirements and restrictions on health care service plans and disability insurers, including, among other things, a requirement that every group health care service plan contract or health insurance policy

that is issued, amended, or renewed on or after January 1, 1990, offer coverage for the treatment of infertility, except in vitro fertilization. Existing law provides that any employer that is a religious organization, or a health care service plan or disability insurer that is a subsidiary of an entity whose owner or corporate member is a religious organization, is not required to offer coverage for forms of treatment of infertility in a manner inconsistent with the religious organization’s religious and ethical principles, as specified. This bill would require a health care service plan contract or disability insurance policy that is issued, amended, or renewed on or after January 1, 2023, to provide coverage for the diagnosis and treatment of infertility and fertility services, as specified, up to a lifetime maximum benefit of \$75,000. The bill would except specialty health care service plan contracts and disability insurance policies from that requirement. The bill also would require a small group health care service plan contract or disability insurance policy, except a specialized contract or policy, that is issued, amended, or renewed on or after January 1, 2023, to offer coverage for the treatment of infertility, as specified. The bill would revise the definition of infertility, and would remove the exclusion of in vitro fertilization from coverage. The bill would also delete a requirement that a health care service plan contract and health insurance policy provide infertility treatment under agreed-upon terms that are communicated to all group contractholders and policyholders and prospective group contractholders and policyholders. With respect to a health care service plan, the bill would not apply to Medi-Cal managed care health care service plan contracts or any entity that enters into a contract with the State Department of Health Care Services for the delivery of health care services pursuant to specified provisions. The bill would prohibit a health care service plan or health insurer from placing different conditions or coverage limitations on fertility medications or services, or the diagnosis and treatment of infertility and fertility services, than would apply to other conditions, as specified. Because the violation of these provisions by a health care service plan would be a crime, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

[AB 2201](#) (Bennett D) Groundwater sustainability agency: groundwater extraction permit: verification.

Current Text: Amended: 4/27/2022 [html](#) [pdf](#)

Last Amended: 4/27/2022

Location: 4/26/2022-A. APPR.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Calendar:

5/18/2022 9 a.m. - 1021 O Street, Room 1100 ASSEMBLY APPROPRIATIONS, HOLDEN, Chair

Summary:

Existing law, the Sustainable Groundwater Management Act, requires all groundwater basins designated as high- or medium-priority basins by the Department of Water Resources that are designated as basins subject to critical conditions of overdraft to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2020, and requires all other groundwater basins designated as high- or medium-priority basins to be managed under a groundwater sustainability plan or coordinated groundwater sustainability plans by January 31, 2022, except as specified. Existing law authorizes any local agency or combination of local agencies overlying a groundwater basin to decide to become a groundwater sustainability agency for that basin and imposes specified duties upon that agency or combination of agencies, as provided. Existing law also authorizes the State Water Resources Control Board to designate a high- or medium-priority basin as a probationary basin under certain conditions for specified purposes. This bill would prohibit a local agency, as defined, from approving a permit for a new groundwater well or for an alteration to an existing well in a basin subject to the act and classified as medium- or high-priority until it obtains a written verification, from the groundwater sustainability agency that manages the basin or area of the basin where the well is proposed to be

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located, determining that certain factors are present. The bill would prohibit a groundwater sustainability agency from providing the above-described written verification unless it determines that certain factors are present, including, but not limited to, that the extraction by the proposed well is consistent with any sustainable groundwater management program established in any applicable groundwater sustainability plan adopted by that groundwater sustainability agency. This bill contains other related provisions and other existing laws.

[AB 2356](#) (Rodriguez D) Theft: aggregation.

Current Text: Amended: 4/7/2022 [html](#) [pdf](#)

Last Amended: 4/7/2022

Location: 5/5/2022-S. RLS.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Existing law, the Safe Neighborhoods and Schools Act, enacted as an initiative statute by Proposition 47, as approved by the electors at the November 4, 2014, statewide general election, requires the theft of money, labor, or property to be considered petty theft, punishable as a misdemeanor, whenever the value of the property taken does not exceed \$950. Existing California Supreme Court case law allows the value of property taken pursuant to distinct acts of theft to be aggregated to a single count of grand theft if motivated by one intention, one general impulse, and one plan. Existing appellate case law allows the value of property from more than one victim to be aggregated if the thefts were accomplished as a result of one scheme or plan to defraud the victims and a single intent to act. This bill would specify that if the value of the money, labor, real property, or personal property taken exceeds \$950 over the course of distinct but related acts, whether committed against one or more victims, the value of the money, labor, real property, or personal property taken may properly be aggregated to charge a count of grand theft, if the acts are motivated by one intention, one general impulse, and one plan. The bill would state that these changes are declaratory of existing law.

[SB 301](#) (Skinner D) Marketplaces: online marketplaces.

Current Text: Amended: 1/13/2022 [html](#) [pdf](#)

Last Amended: 1/13/2022

Location: 5/5/2022-A. P. & C.P.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Summary:

Existing law requires a marketplace, as defined, to ensure that its terms and conditions regarding commercial relationships with marketplace sellers meet certain criteria, including that they are drafted in plain and intelligible language. This bill would, commencing July 1, 2023, require an online marketplace, as defined, to require a high-volume third-party seller on the online marketplace’s platform, not later than 10 days after qualifying as a high-volume third-party seller on the platform, to provide to the online marketplace specified information, including certain contact information and a bank account number or, if the seller does not have a bank account, the name of the payee for payments issued by the online marketplace to the seller, as prescribed. The bill would require an

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online marketplace to suspend future sales activity of a high-volume third-party seller that is not in compliance with the provisions described in this paragraph, as specified. This bill contains other related provisions.

[SB 958](#) ([Limón](#) D) Medication and Patient Safety Act of 2022.

Current Text: Amended: 4/18/2022 [html](#) [pdf](#)

Last Amended: 4/18/2022

Location: 5/2/2022-S. APPR. SUSPENSE FILE

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

Calendar:

5/19/2022 Upon adjournment of Session - 1021 O Street, Room 2200 SENATE APPROPRIATIONS SUSPENSE FILE, PORTANTINO, Chair

Summary:

Existing law, the Knox-Keene Health Care Service Plan Act of 1975, provides for the licensure and regulation of health care service plans by the Department of Managed Health Care, and makes a willful violation of the act a crime. Existing law provides for the regulation of health insurers by the Department of Insurance. Existing law requires a health care service plan contract or health insurance policy that provides coverage for outpatient prescription drugs to cover medically necessary prescription drugs. This bill would prohibit a health care service plan or health insurer, or its designee, from requiring a vendor to dispense an infused or injected medication directly to a patient with the intent that the patient will transport the medication to a health care provider for administration. The bill would authorize a plan or insurer, or its designee, to arrange for an infused or injected medication to be administered in an enrollee’s or insured’s home when the treating health care provider and patient determine home administration is in the best interest of the patient. The bill would prohibit a plan or insurer, or its designee, from requiring an infused or injected medication to be supplied by a vendor specified by the plan or insurer, or its designee, as a condition of coverage, unless specified criteria are met. Because a willful violation of the bill’s requirements relative to health care service plans would be a crime, the bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

[SB 1301](#) ([Becker](#) D) Corporation Tax Law: Personal Income Tax Law: credits: green energy: manufacturing.

Current Text: Amended: 5/9/2022 [html](#) [pdf](#)

Last Amended: 5/9/2022

Location: 5/5/2022-S. APPR.

Desk	Policy	Fiscal	Floor	Desk	Policy	Fiscal	Floor	Conf. Conc.	Enrolled	Vetoed	Chaptered
1st House				2nd House							

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Calendar:

5/16/2022 10 a.m. - 1021 O Street, Room 2200 SENATE APPROPRIATIONS, PORTANTINO, Chair

Summary:

The Personal Income Tax Law and the Corporation Tax Law allow various credits against the taxes imposed by those laws. This bill would, for taxable years beginning on or after January 1, 2023, and before January 1, 2033, allow a credit against those taxes in an amount equal to 10% of the amount paid or incurred by a taxpayer during the taxable year for eligible manufacturing costs, except as otherwise specified. The bill would define “eligible manufacturing costs” to mean the cost of newly installed tangible personal property used in green energy products, as defined. This bill contains other related provisions and other existing laws.