

LACERA LEGISLATIVE REPORT

OTHER

CA AB 392 **AUTHOR:** Alejo [D]
TITLE: Ralph M. Brown Act: Posting Agendas
INTRODUCED: 02/14/2011
LAST AMEND: 04/14/2011
SUMMARY:
Requires the legislative body of a local agency, at least 72 hours before a regular meeting of that body, to post the agenda and staff generated reports that relate to an agenda item for the open session of that regular meeting. Requires the legislative body to post the agenda and the writings on its internet web site or in a public location if the body has no web site.
STATUS:
02/01/2012 FAILED. January 31, 2012 was last day for each house to pass bills introduced in 2011.
NOTES: LACERA currently posts agendas for its board and standing committee meetings on its website. It would have been required to additionally post staff reports under this bill.
BOI Position: Support (04/13/2011)
BOR Position: Support (05/05/2011)
IBLC Rec: Support (04/14/2011)
Staff Rec: Watch

CA AB 1248 **AUTHOR:** Hueso [D]
TITLE: Local Public Employees' Retirement
INTRODUCED: 02/18/2011
LAST AMEND: 06/30/2011
SUMMARY:
Requires a local public employer to provide coverage under the federal Social Security system to all employees who are not covered under a defined benefit plan. Expresses a legislative finding and declaration that federal Social Security coverage of local employees is an issue of statewide concern and not a municipal affair, and that therefore, all cities, including charter cities, would be subject to the provisions.

The June 30, 2011 amendment provides that the requirements of this section shall not apply with regard to replacing or changing an employer's alternate benefit plan for part-time, seasonal, and temporary employees that was in place on July 1, 2011. It also provides that the requirements of this section shall not apply with regard to replacing or changing an employer's defined contribution plan that was in place on July 1, 2011, unless the defined contribution plan will replace or change the employer's existing defined benefit plan.
STATUS:
08/18/2011 In SENATE. From third reading. To Inactive File.
BOR Position: Watch (07/14/2011), (06/09/2011)
Staff Rec: Continue Watch

CA SB 27	AUTHOR:	Simitian [D]
	TITLE:	Public Retirement: Final Compensation: Computation
	INTRODUCED:	12/06/2010
	LAST AMEND:	08/15/2011
	SUMMARY:	SB 27 provides that any salary enhancement for the principal purpose of increasing a member's retirement benefit will not be included in the calculation of a member's final compensation for determining that benefit. The bill requires the board of each state public retirement system to establish regulations that include an ongoing audit process. SB 27 also prohibits a retiree from returning to work as a retired annuitant or contract employee for a period of 180 days after retirement, effective for persons who retire on or after January 1, 2013. Bill applies to CalPERS and CalSTRS.
	STATUS:	
	08/25/2011	In ASSEMBLY Committee on APPROPRIATIONS: Not heard.
	NOTES:	Similar to vetoed Senate Bill 1425 from last legislative session. '37 Act Systems no longer covered under this bill's requirements with March 3, 2011 amendment.
	BOR Position:	Watch (02/10/2011)
	IBLC Rec:	Watch (01/13/2011)
	Staff Rec:	Info Only (04/14/2011), Watch

CA SB 31	AUTHOR:	Correa [D]
	TITLE:	Post Government Employment: Restrictions
	INTRODUCED:	12/06/2010
	LAST AMEND:	01/10/2012
	SUMMARY:	This bill was originally introduced to address government lobbying. It was recently amended to apply the post government employment restrictions of the Political Reform Act of 1974 to other public officials serving as members of local governing boards or commissions with decision making authority.
	STATUS:	
	01/26/2012	In SENATE. Read third time. Passed SENATE. *****To ASSEMBLY.
	Staff Rec:	Researching

CA SB 46 **AUTHOR:** Correa [D]
TITLE: Public Officials: Compensation Disclosure
INTRODUCED: 12/09/2010
LAST AMEND: 06/02/2011
SUMMARY:
Requires every person, except a candidate for public office, required to file a statement of economic interests to file a compensation disclosure form. Provides the form would be open to public inspection. Requires each public agency post the information contained on the filed form on its Internet Web site. Requires the Controller to adopt governing regulations including a format for the form. Authorizes a district attorney or any interested person to commence an action by mandamus to enforce these provisions.

The June 2, 2011 amendment declares that it is to take effect immediately as an urgency statute.

STATUS:
08/22/2011 In SENATE. Read third time, urgency clause adopted.
Passed SENATE. *****To ASSEMBLY.

NOTES: This is reintroduction of SB 501 which was introduced at the end of the last legislative session in response to City of Bell scandal.

BOI Position: Watch (04/13/2011)
BOR Position: Watch (05/05/2011), (03/02/2011)
IBLC Rec: Continue to Watch (04/14/2011), Watch (02/10/2011)
Staff Rec: Watch

CA SB 115 **AUTHOR:** Strickland [R]
TITLE: Public Employees: Pensions: Forfeiture
INTRODUCED: 01/19/2011
LAST AMEND: 01/04/2012
SUMMARY:
Requires a public officer or employee who is convicted of any felony for specified criminal activity arising directly out of that person's official duties to forfeit all rights and benefits under any public retirement system in which they are a member, effective on the conviction date. Requires any contributions made by that public officer or employee to the system that arose directly from the forfeited service would be returned to the officer or employee without interest.

Under current law, the penalty of forfeiture applies to elected public officers. This bill expands it to all employees. The April 13, 2011 amendment lists specified felonies.

STATUS:
01/31/2012 FAILED. January 31, 2012 was last day for each house to pass bills introduced in 2011.

NOTES: This was reintroduction of a similar bill, AB 1858, from 2008.

BOR Position: Watch (03/02/2011)
IBLC Rec: Watch (02/10/2011)
Staff Rec: Watch

CA SB 524 **AUTHOR:** Walters [R]
TITLE: Public Employees' Retirement: Retroactive Benefits
INTRODUCED: 02/17/2011
LAST AMEND: 03/22/2011
SUMMARY:
Excludes matters relating to the retroactive effect of pension benefit increases from the scope of representation of public employees by recognized employee organizations. Prohibits these organizations from negotiating for a retroactive effect of pension benefit increases. Requires that any adjustment to the formula used to calculate retirement benefits of a member of a retirement system that would yield an increase in benefits apply only to service performed after the operative date of the adjustment.
STATUS:
01/31/2012 FAILED. January 31, 2012 was last day for each house to pass bills introduced in 2011.
BOR POSITION: Watch (05/05/2011)
IBLC Rec: Watch (04/14/2011)
Staff Rec: Watch

CA SB 526 **AUTHOR:** Walters [R]
TITLE: Public Employees' Retirement: Final Compensation
INTRODUCED: 02/17/2011
LAST AMEND: 03/21/2011
SUMMARY:
Requires, for persons first hired on and after January 1, 2012, for the purpose of determining any pension or benefit with respect to a public entity defined benefit retirement system, that final compensation means the highest annual average compensation earnable by the person during a consecutive 36-month period of membership. Prohibits the inclusion of credit for accrued leave of any form or credit for overtime work in the calculation of compensation.
STATUS:
01/31/2012 FAILED. January 31, 2012 was last day for each house to pass bills introduced in 2011.
BOR Position: Watch (05/05/2011)
IBLC Rec: Watch (04/14/2011)
Staff Rec: Watch

CA SB 527 **AUTHOR:** Walters [R]
TITLE: Public Employees' Organizations: Negotiation: Benefits
INTRODUCED: 02/17/2011
LAST AMEND: 03/21/2011
SUMMARY:
Excludes matters relating to pension benefits from the scope of representation of public employees by recognized employee organizations, and would thereby prohibit these employee organizations from negotiating pension benefits with public employers, except for the amount of employee contributions to the pension plans.
STATUS:
01/31/2012 FAILED. January 31, 2012 was last day for each house to pass bills introduced in 2011.
BOR Position: Oppose (05/05/2011)
IBLC Rec: Oppose (04/14/2011)
Staff Rec: Watch

CA SCA 7 **AUTHOR:** Yee [D]
TITLE: Public Bodies: Meetings
INTRODUCED: 01/10/2011
LAST AMEND: 04/13/2011
SUMMARY:
Proposes an amendment to the Constitution to include in the Constitution the requirement that each public body provide public notice of its meetings and disclose any action taken. This is currently a statutory requirement under the Ralph M. Brown Act, not a constitutional requirement. According to the author, the shift would result in making agenda posting and reporting ineligible for state reimbursement. The April 13, 2011 amendments are technical.
STATUS:
08/25/2011 In ASSEMBLY Committee on APPROPRIATIONS: Held in committee.
NOTES: Constitutional amendments that originate in the Legislature must clear a two-thirds legislative vote threshold before it can be placed on the ballot for approval by a majority of voters.
BOR Position: Watch (03/02/2011)
IBLC Rec: Watch (02/10/2011)
Staff Rec: Watch