

DEVELOPMENTAL DISABILITY LEGISLATION UPDATE for 2009-10 LEGISLATIVE SESSION

PREPARED BY STEVE ZOLNO. December 4, 2009

PROPOSED STATE LEGISLATION

Bill	Summary	Position	Current Disposition
AB29 Health Care Coverage	<u>Proposed law</u> would prohibit the limiting age for dependent children covered by health care service plan contracts and group health insurance companies from being less than 27 years of age. <u>Sponsor(s)</u> : Curen Price (D-Inglewood), Cosponsor Sandre Swanson (D-Oakland) Amended to state that no employer is required to pay the cost of coverage for dependents who are 23 years of age but less than 27.		Introduced 12/1/08 To Appropriations Suspense File 5/28/09. No Change as of 12/4/09.
AB123 Housing for the Elderly or Disabled Persons	<u>Proposed law</u> would exempt housing occupied by elderly or disabled persons and housing that qualifies for a low-income housing credit under the federal statutes from community care licensing requirements. <u>Sponsor(s)</u> : Anthony Portantino (D-Pasadena)		Introduced 1/15/09 Enrolled and to Governor 7/30/09. CHAPTERED INTO LAW 8/6/09.
AB125 Retirement Plans	<u>Proposed law</u> would create the California Employee Savings Program to be administered by Public Employees' Retirement System (PERS). Would require PERS to offer individual retirement accounts or annuities to eligible employees of eligible employers (all non-government employers in the state). <u>Sponsor(s)</u> : Kevin De Leon (D-LA)		Introduced 1/16/09 To Senate Appropriations Committee 6/23/09. No Change 12/4/09.
AB140 Dispute Resolutions	<u>Proposed law</u> would establish procedures for the resolution of disputes between regional centers and generic agencies over the provision and payment of services identified in IPPs for children under six or families <u>Sponsor(s)</u> : Jim Beall (D-San Jose)		Introduced 1/20/09 Enrolled and to Governor 7/30/09. CHAPTERED INTO LAW 8/6/09.

Bill	Summary	Position	Current Disposition
AB141 Working Hours	<u>Proposed law</u> would allow a non-exempt employee to request a flexible work schedule, allow workdays of up to 10 hours per day within a 40 hour work week, Would not require overtime pay. <u>Sponsor(s)</u> : Van Tran (R-Costa Mesa)		Introduced 1/22/09 To Labor Committee 2/26/09. No Change as of 12/4/09.
AB144 Disabled Placards	<u>Proposed law</u> would provide monitoring and penalties for abuse or overuse of disabled placards. <u>Sponsor(s)</u> : Fiona Ma (D-San Francisco)	Support in Principle	Introduced 1/22/09 CHAPTERED INTO LAW 10/11/09.
AB214 Durable Medical Equipment	<u>Proposed law</u> would require health care service plans and insurers to provide coverage for durable medical equipment, such as wheelchairs. <u>Sponsor(s)</u> : Wes Chesbro (D-Napa)		Introduced 2/3/09 To Assembly Appropriations Committee Suspense File 5/28/09.
AB227 Labor Standards	<u>Proposed law</u> would introduce the Labor Standards Consultation Unit to provide consulting services to an employer or employee regarding compliance with labor standards. Would authorize the unit to charge a fee. <u>Sponsor(s)</u> : Paul Cook (R-Yuca Valley)		Introduced 2/13/09 No change as of 12/4/09
AB287 Employment	<u>Proposed law</u> would require the IPP process for transition age youth and working age adults to include a discussion of career planning. <u>Sponsor(s)</u> : Jim Beall (D-San Jose)	Support in Principle	Introduced 2/17/09 CHAPTERED INTO LAW 10/11/09.
AB302 Regional Centers	<u>Proposed law</u> would require DDS to determine if purchase of service funds are being spend equitably among the state's linguistically and ethnically diverse population. <u>Sponsor(s)</u> : Jim Beall (D-San Jose)		Introduced 2/17/09 To Senate Human Services Committee 6/18/09.

Bill	Summary	Position	Current Disposition
AB416 Abuse Registry	<u>Proposed law</u> would require DDS establish a registry of direct service workers or others who have one or more substantiated reports of abuse. <u>Sponsor(s)</u> : Marty Block (D-San Diego)		Introduced 2/17/09 To Appropriations Committee Suspense 5/28/09
AB613 Treatment Authori- zation Requests	<u>Proposed law</u> would require the Department of Health to improve and streamline the TAR process to speed the process of approval. <u>Sponsor(s)</u> : Jim Beall (D-San Jose)		Introduced 2/17/09 To Appropriations Suspense File 5/20/09.
AB849 Family and Medical Leave	<u>Proposed law</u> would expand those eligible to use Family and Medical Leave to include those who care for adult children and any close relatives (siblings, grandchildren or grandparents) or domestic partners. <u>Sponsor(s)</u> : Sandre Swanson (D-Oakland)		Introduced 2/17/09 To Appropriations Suspense File 5/28/09
AB1260 Regional Centers	<u>Proposed law</u> would allow group training using designated personnel and material to be given in lieu of some or all of the in-home parent training component of the behavior intervention services. <u>Sponsor(s)</u> : Jared Huffman (D-San Rafael) <u>Supported by</u> : ARC, Respite Service Association, California Association of Care Providers, SEIU	Watch	Introduced 2/27/09 In Senate Appropriations Committee as of 9/10/09.
AB1269 Medi-Cal Eligibility	<u>Proposed law</u> would restrict the amount of days of respite service that a Regional Center can provide. <u>Sponsor(s)</u> : Julia Brownley (D-Santa Monica)		Introduced 2/27/09 CHAPTERED INTO LAW 10/11/09
ACA 4 Budget Require- ments	<u>Proposed law</u> would exempt from the 2/3 passage requirement appropriations made in a Budget Bill that is passed on or before June 15 for the coming year. <u>Sponsor(s)</u> : Karen Bass (D-LA)		Introduced 12/3/08 Referred to Appropriations Committee 4/20/09. No change 12/4/09.

Bill	Summary	Position	Current Disposition
SB110 Abuse Training and Reporting	<u>Proposed law</u> would create the Crime Victims with Disabilities Act of 2009, to strongly encourage law enforcement agencies and district attorneys to develop and adopt training, investigation, and prosecution practices relating to victims with disabilities. Would require that cases of abuse or neglect by reported by DDS to local law enforcement. <u>Sponsor(s):</u> Carol Liu (D-Glendale)	Support	Introduced 1/28/09 To Appropriations Suspense 5/28/09 No change as of 12/4/09.
SB145 Worker's Compensa- tion	<u>Proposed law</u> would provide that personal factors such as age, race, religion, sexual orientation, or genetic disposition shall not be considered a determining factor in cases (amended). <u>Sponsor(s):</u> Mark DeSaulnier (D-Contra Costa)	Support in Principle	To Assembly Insurance Committee Inactive File 7/13/09.
SB186 Worker's Compensa- tion	<u>Proposed law</u> would repeal the expiration date (12/31/09) allowing injured workers to choose their own treating physician. <u>Sponsor(s):</u> Mark DeSaulnier (D-Contra Costa)		Introduced 2/11/09 CHAPTERED INTO LAW ON 10/11/09
SB187 Working Hours	<u>Proposed law</u> would delete the 2/3 requirement to for a 10 hour work day and allow an individual to requires a flexible schedule providing for up to a 10 hour work day. <u>Sponsor(s):</u> John Benoit (R-Palm Desert)		Introduced 2/18/09 Failed Passage in Senate Labor Committee 4/29/09. No change 12/4/09.
SB222 Unemploy- ment Comp.	<u>Proposed law</u> would increase taxable wages for unemployment contributions from the current level o \$7,000 to \$21,000. <u>Sponsor(s):</u> Denise Ducheny (D-Chula Vista)		Introduced 2/23/09 Postponed by Senate Labor Committee 4/15/09. No change 12/4/09.
SB287 Off-duty meal periods	<u>Proposed law</u> would increase require a one hour off-duty meal period after employees work 5 hours, which can be waived if the work period is only 6 hours. <u>Sponsor(s):</u> Ron Calderon (D-Montebello)		Introduced 2/24/09 Hearing in Senate Labor Committee Cancelled 4/29/09. No change 12/4/09.

Bill	Summary	Position	Current Disposition
SB810 Single Payer Healthcare	<u>Proposed law</u> states legislative intent to enact legislation that would create the California Healthcare System <u>Sponsor(s)</u> : Mark Leno (D-San Francisco)		Introduced 3/19/09. To Appropriations Suspense 5/28/09.
SB500 Affordable Housing	<u>Proposed law</u> would express the intent of the Legislature to enact legislation that would provide a permanent source of revenue for affordable housing in California. <u>Sponsor(s)</u> : Daryl Steinberg (D-Sacramento), Non-profit housing groups	Support in Principle	Introduced 2/26/09. To rules committee on 3/12/09. No change 12/4/09.
SB812 Housing	<u>Proposed law</u> would require the Dept. of Housing and DDS to prepare a report that evaluates and identifies the housing needs of persons who have been diagnosed with autism spectrum disorder. <u>Sponsor(s)</u> : Roy Ashburn (R - San Bernardino)		Introduced 2/27/09. To Appropriations Suspense 5/28/09.
SCA7 Legislator Compensation	<u>Proposed law</u> would prevent legislators from being paid during budget impasses starting June 15. <u>Sponsor(s)</u> : Abel Maldonado (R-San Jose)		Introduced 1/15/09 To Rules Committee 2/24/09. No Change as of 12/42/09
SCA8 Legislator Compensation	<u>Proposed law</u> would prevent legislators or other officers from getting raises in years when there is a deficit. <u>Sponsor(s)</u> : Abel Maldonado (R-San Jose)		Introduced 1/15/09 CHAPTERED INTO LAW 2/19/09
SCA9 Taxes	<u>Proposed law</u> would present to the voters a constitutional amendment exempting the budget from the 2/3 vote requirement, and instead would allow the budget to be passed by a 55% vote in each house. Would also delete the provision requiring a 2/3 vote to change state taxes. <u>Sponsor(s)</u> : Denise Ducheny (D-Chula Vista)		Introduced 1/26/09. No Change as of 12/4/09.

PROPOSED FEDERAL LEGISLATION

<p>S. 244 Early Childhood Program Expansion</p>	<p><u>Proposed law</u> would expand programs of early childhood home visitation that increase school readiness, child abuse and neglect prevention, and early identification of developmental and health delays, including mental health concerns. <u>Sponsor(s)</u>: Christopher Bond (D-Missouri)</p>		<p>Introduced 1/14/09 Read twice and referred to Committee on Health, Education, Labor, and Pensions. No Change as of 12/4/09</p>
<p>S. 819 Autism Treatment</p>	<p><u>Proposed law</u> would provide enhanced treatment, support, services, and research for individuals with autism spectrum disorders and their families. <u>Sponsor(s)</u>: Richard Durbin (D-Illinois)</p>		<p>Introduced 4/2/09 Referred to Committee on Health, Education, and Labor. No Change as of 12/4/09</p>
<p>H.R. 868 Direct Support Professionals</p>	<p><u>Proposed law</u> would provide funds to States to enable them to increase the wages paid to targeted direct support professionals in providing services to individual with disabilities under the Medicaid Program. <u>Sponsor(s)</u>: Lois Capps (D-California)</p>	<p>Support</p>	<p>Introduced 2/4/09 Referred to the House Committee on Energy and Commerce. No Change as of 12/4/09</p>

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