

## ALL ASSEMBLY BILLS BY BILL NUMBER

### **AB 113 (Pavley) California Poet Laureate.**

Establishes the position of a California Poet Laureate, who will be appointed for a maximum of two two-year terms by the Governor from a list of nominees compiled by the California Arts Council. The Poet Laureate will perform a number of duties including at least six public readings and a project designed to bring literary arts to the general public and schools.

Last Action: Chaptered by Secretary of State. Chapter 206, Statutes of 2001.

### **AB 117 (Migden) State infrastructure.**

Requires that 1% of General Fund revenues shall be used, upon appropriation in the annual Budget Act, for the acquisition, construction, rehabilitation, modernization, or renovation of infrastructure that is owned by the state.

Last Action: After being heard by the Assembly Business and Professions Committee, this bill was substantially amended and re-referred to the Assembly Energy, Utilities and Commerce Committee to address an unrelated issue: nonresident tuition exemptions for post-secondary education.

### **AB 138 (Nation) Bidding procedures: alternative bids.**

Requires public agencies to use bidding procedures that do not reveal the identity of the subcontractors of bidders until after the successful bidder has been determined.

Last Action: Chaptered by Secretary of State. Chapter 445, Statutes of 2002.

### **AB 143 (Washington) Locksmiths.**

Requires locksmiths to maintain a surety bond in the amount of \$2,500 for the benefit of consumers who are victimized by a locksmith's failure to comply with existing law.

Last Action: Held in Assembly Business and Professions Committee.

### **AB 158 (Robert Pacheco) Vocational registration.**

Authorizes legal document assistants, unlawful detainer assistants, process servers, and professional photocopiers to renew their certificates of registration, up to 60 days before the renewal deadline, and receive a new two-year registration beginning with the expiration date of the original registration.

Last Action: Chaptered by Secretary of State. Chapter 35, Statutes of 2001.

### **AB 161 (Maddox) Dog breeders.**

Broadens the definition of dog breeder to include a person or entity that sells, transfers or gives away all or part of three or more litters, or 20 or more dogs, whichever is greater, during the preceding 12 months. Also requires breeders to socialize (maintain physical contact) dogs with both dogs and humans (rather than with dogs or humans). Also prohibits breeders from housing dogs on wire flooring.

Last Action: Chaptered by Secretary of State. Chapter 350, Statutes of 2001.

**AB 185 (Wright) Local agency military base recovery areas.**

Revises the Local Agency Military Base Recovery Act to bring it into compliance with the Target Area Contract Preference Act and the Enterprise Zone Act. The programs involved are designed to promote economic development and employment opportunities in specific areas affected by the closing of a military base, areas designated as distressed, or enterprise zones.

Last Action: Chaptered by Secretary of State. Chapter 412, Statutes of 2001.

**AB 201 (Wright) Private postsecondary education: Bureau of Private Postsecondary and Vocational Education.**

Requires all audit and financial reports mandated by the Private Postsecondary and Vocational Education Act of 1989 to be signed by the individual preparing the report and include certification that the institution has or has not met all financial obligations owed to the Bureau of Private Postsecondary and Vocational Education.

Last Action: Chaptered by Secretary of State. Chapter 621, Statutes of 2001.

**AB 248 (Correa) Private security services: exemption from regulations.**

Extends requirements for the licensure and regulation of Private Patrol Operators (PPOs) and security guards who carry deadly weapons to specified security guards who do not carry deadly weapons.

Last Action: Vetoed by the Governor.

**AB 263 (Correa) Bonds: public works contracts.**

Eliminates the use of "offshore" sureties by public works project contractors when the surety company does not meet California Department of Insurance standards, and requires the verified contractors to purchase surety bonds from a California-admitted insurer.

Last Action: Chaptered by Secretary of State. Chapter 181, Statutes of 2001.

**AB 264 (Correa) Contractors.**

Makes several essential changes to the Contractors State License Law relating to the specialty trade exam, surety bond procedures, and Worker's Compensation Insurance reports.

Last Action: Chaptered by Secretary of State. Chapter 311, Statutes of 2002.

**AB 266 (Leonard) Barbering and cosmetology.**

Increases the hours that cosmetology externs may work to 16 hours per week provided that the total hours do not exceed 20 percent of the cumulative hours required for completion of the cosmetology program.

Last Action: Held in Assembly Business and Professions Committee.

**AB 269 (Correa) Professional and vocational licensing boards, commissions and bureaus.**

Requires that “public protection” must be the highest priority for all boards, bureaus and commissions overseen by the Department of Consumer Affairs in performing their licensing, regulatory, and disciplinary functions. If there is a conflict between public protection and any other priority, public protection shall prevail.

Last Action: Chaptered by Secretary of State. Chapter 107, Statutes of 2002.

**AB 270 (Correa) Professions: accountancy.**

Changes the membership of the California Board of Accountancy so that a majority of the members will be consumers and representatives of the public instead of accountants representing their own profession, thereby making California the first state in the nation with a public member majority on a state board regulating auditors and accountants. Requires an accountant to report to the Accountancy Board specified legal actions taken against the accountant, including convictions, civil judgments, and settlements. Includes as unprofessional conduct repeated negligent acts and provides the Accountancy Board with additional authority to investigate violations of the law and professional accounting standards.

Last Action: Chaptered by Secretary of State. Chapter 231, Statutes of 2002.

**AB 335 (Salinas) State property: City of Salinas.**

Authorizes the Department of General Services to transfer to the City of Salinas, without charge or other consideration, specified real property in Salinas owned by the state.

Last Action: Held in Assembly Business and Professions Committee.

**AB 356 (Correa) Health studios.**

Makes several changes to laws governing health studio contracts, including: raising the current contract limit from \$1,000 to \$2,000; requiring health studios to be bonded; requiring health studios to provide a pro rata reimbursement for amounts paid in excess of the contract limit; and requiring contracts in excess of the contract limit to establish the right of the consumer to cancel the contract without cause, at anytime within the first month of the term of the contract.

Last Action: Held in Assembly Rules Committee.

**AB 357 (Correa) Health studio contracts.**

Makes a variety of changes to laws governing health studio contracts, including requiring all health studios to post a bond with the Secretary of State. For those contracts of less than \$2,500, health studios will be required to post bonds for only the first three years they are operating in California.

Last Action: Vetoed by the Governor.

**AB 371 (Kortez) Consumer credit reporting agencies.**

Requires a consumer credit reporting agency to notify a consumer within 60 days of receiving five credit inquiries or receiving a credit report that will add negative

information to the consumer's credit history, and requires the agency to provide a free copy of the consumer's file upon request. Also requires credit reporting agencies to provide a toll-free telephone number that consumers can use to give agencies the information necessary to request the free credit report.

Last Action: Held in Assembly Business and Professions Committee.

**AB 372 (Nation) Appliance and repair dealers.**

Revises the definition of "service contract" to mean a contract to perform repair, replacement, or maintenance of new or used personal property for operational or structural failure of personal property. Also requires a home protection company that operates as a service contract seller or a service contract administrator, or that issues service contracts, to be licensed by the Department of Consumer Affairs as a service contract provider.

Last Action: Held in Assembly Insurance Committee.

**AB 408 (Correa) Funeral, cemetery, and crematory establishments.**

Modifies existing statutes affecting funeral, cemetery and crematory establishments by aligning the requirements for a crematory change of ownership with similar provisions currently applicable to other entities licensed by the Cemetery and Funeral Bureau.

Last Action: Chaptered by Secretary of State. Chapter 305, Statutes of 2001.

**AB 419 (Dutra) County design-build contracts: state highways.**

Authorizes specified transportation authorities in Alameda and Santa Clara counties to enter into a limited number of design-build contracts. Design-build contracts allow an awarding agency to select a contractor who will both design the needed project and build it as part of one contract.

Last Action: Held in Senate Transportation Committee.

**AB 446 (Business and Professions Committee) Professions and vocations.**

Makes numerous improvements to various regulatory programs by updating and strengthening current laws enacted to protect consumers. This is an annual omnibus bill sponsored by the Department of Consumer Affairs.

Last Action: Chaptered by Secretary of State. Chapter 306, Statutes of 2001.

**AB 452 (Correa) Real estate: subdivisions.**

Requires a person buying residential property in a subdivision to be informed that he or she has a right to negotiate property inspections under terms mutually agreeable to the prospective buyer and seller in order to assist the buyer in making an informed decision.

Last Action: Chaptered by Secretary of State. Chapter 307, Statutes of 2001.

**AB 488 (Kehoe) Consumer credit reporting agencies: information disclosure.**

Requires consumer credit bureaus to place in a consumer's credit file and credit report the addresses and, if available, the telephone numbers of parties making inquiries about a consumer's credit information.

Last Action: Chaptered by Secretary of State. Chapter 236, Statutes of 2001.

**AB 499 (Rod Pacheco) State Building 101: transfer of title.**

Requires the Director of the Department of General Services to transfer title of an unused, historic building owned by the state to the City of Norco at no cost to the city other than those related to the transfer.

Last Action: Chaptered by Secretary of State. Chapter 746, Statutes of 2002.

**AB 535 (John Campbell) Engineers.**

Authorizes the Board of Professional Engineers and Land Surveyors to reprimand, suspend, or revoke the certificate of a registered professional engineer who has been convicted of insurance fraud.

Last Action: Held in Assembly Business and Professions Committee.

**AB 545 (Steinberg) State offices: location.**

Establishes "smart growth" priorities and principles to be used in the siting of state office buildings, and requires the state to develop and adopt energy-efficiency standards for new state buildings.

Last Action: Vetoed by the Governor.

**AB 555 (Dutra) Common interest development managers.**

Requires that individuals, in order to refer to themselves as "certified common interest development (CID) managers," must meet specified educational requirements, including passing a knowledge, skills and aptitude examination within the previous five years or achieving a certification designation endorsed by a professional association of community managers. Certified CID managers must also receive specified instruction in existing law related to common interest development management.

Last Action: Chaptered by Secretary of State. Chapter 1116, Statutes of 2002.

**AB 585 (Nation) Accountants.**

Creates two pathways for becoming a Certified Public Accountant in the state. The first pathway, similar to current law, requires an applicant to have a bachelor's degree consisting of 24 semester units in both accounting and business related subjects as well as two years of qualifying experience. The second pathway, based on the national Uniform Accountancy Act, requires a bachelor's degree, completion of at least 150 semester units of college education (of which 24 semester units must be in accounting and business related subjects) and one year of qualifying experience.

Last Action: Chaptered by Secretary of State. Chapter 704, Statutes of 2001.

**AB 592 (Diaz) Public contracts: claims.**

Prohibits a public entity that is insured under a contractor's liability insurance from compromising or settling any third party claim against the public entity unless the insurance carrier is not making a reasonable effort to resolve the claim.

Last Action: Held in Assembly Business and Professions Committee.

**AB 603 (Dutra) Home furnishings.**

Requires all box springs manufactured or offered for sale in California to be flame retardant. Also requires that flame retardant mattresses and box springs meet a resistance to open flame based on a test method developed by the Bureau of Home Furnishings and Thermal Insulation.

Last Action: Chaptered by Secretary of State. Chapter 199, Statutes of 2001.

**AB 623 (Runner) Consumer warranties: return of nonconforming goods.**

Prohibits a flooring manufacturer from requiring a California flooring industry retailer to file a grievance for recovery of monetary losses in any court outside of California.

Last Action: Held in Senate Judiciary Committee.

**AB 678 (Papan) Contractors.**

Authorizes a person who unknowingly uses an unlicensed contractor to bring an action in any court in this state for recovery of compensation paid to the unlicensed contractor for performance of any act or contract.

Last Action: Chaptered by Secretary of State. Chapter 226, Statutes of 2001.

**AB 728 (Correa) Contractors: arbitration.**

Increases the contract amount or damages eligible for mandatory arbitration from \$5,000 to \$7,500 and deletes the requirement that a contractor's license must be in good standing at the time of referral to arbitration.

Last Action: Chaptered by Secretary of State. Chapter 312, Statutes of 2002.

**AB 737 (Oropeza) Disabled veteran business enterprises.**

Authorizes disabled veteran businesses to use simplified contract bidding procedures for contracts under \$100,000, and requires small businesses to be certified in order to qualify for similar exemptions.

Last Action: Chaptered by Secretary of State. Chapter 183, Statutes of 2001.

**AB 761 (Maddox) Private investigators: continuing education.**

Requires the Bureau of Security and Investigative Services to include examination questions regarding privacy and professional ethics, and requires the Bureau to consider supplementing the private investigator examination with a separate examination covering professional ethics.

Last Action: Chaptered by Secretary of State. Chapter 309, Statutes of 2001.

**AB 783 (Kelley) Repossession agencies.**

Broadens disclosure requirements for repossession agencies and places specified prohibitions and requirements on impounding agencies regarding the release of impounded vehicles. Also requires impounding agencies to maintain a published telephone number that provides 24-hour information regarding impoundment of vehicles and a registered owner's rights.

Last Action: Chaptered by Secretary of State. Chapter 554, Statutes of 2001.

**AB 787 (Hertzberg) State government: state departments.**

Requires the Office of Planning and Research, in consultation with the various state departments, to evaluate the functions of each department and make recommendations to the Legislature by January 1, 2004. The recommendations should include proposed realignments for state departments regarding their geographical organization.

Last Action: Vetoed by the Governor.

**AB 795 (Dutra) Real estate.**

Affirms the authority of the Department of Real Estate to discipline real estate licensees who fail to comply with filing requirements for multi-lender loan transactions, and makes necessary changes to the compensation program under the Real Estate Recovery Account for victims of real estate fraud.

Last Action: Chaptered by Secretary of State. Chapter 389, Statutes of 2001.

**AB 812 (Mountjoy) Public works contracts: competitive bidding.**

Requires that no expenditure above the specified threshold on public works projects may be made except by a public works contract let to the lowest responsible bidder, effectively overturning a recent court decision.

Last Action: Held in Assembly Business and Professions Committee.

**AB 822 (Shelley) Public contracts: debarment and suspension.**

Establishes new protections for individuals seeking to view or copy public documents, or appealing a public agency's denial of such a request. Also requires a prompt appeal decision to be written and published by the Attorney General. Agencies that deny access to individuals in bad faith may be fined.

Last Action: Vetoed by the Governor.

**AB 839 (Lowenthal) Advertising: facsimile machine.**

Prohibits the use of a fax machine to disseminate unsolicited advertising and promotional materials and provides that anyone who receives unsolicited fax advertisements or promotional materials can bring an action in the appropriate court to recover the actual monetary loss, or the sum of \$500 for each unsolicited fax advertisement, whichever is greater.

Last Action: Held in Senate Business and Professions Committee.

**AB 850 (Rod Pacheco) Public contracts: void contracts.**

Automatically voids any public contract within one year after the conviction for bribery of an employee or officer of either the contractor or the contracting public entity, when the bribery is in connection with the formation or award of the contract. Contractors on the originally voided contract are prohibited from bidding on the replacement contract.

Last Action: Held in Assembly Business and Professions Committee.

**AB 875 (Horton) Auctioneers and auction companies.**

Reenacts the Auctioneer and Auction Licensing Act and provides an extensive plan for the licensing and regulation of auctioneers and auctions under the jurisdiction of a California Auctioneer Commission.

Last Action: Held in Assembly Business and Professions Committee.

**AB 978 (Steinberg) Native American graves protection and repatriation.**

Establishes the California Native American Graves Protection and Repatriation Act of 2001, a process for repatriation of Native American human remains and cultural items that are currently in the possession of state agencies and museums.

Last Action: Chaptered by Secretary of State. Chapter 818, Statutes of 2001.

**AB 982 (Firebaugh) Healthcare.**

Establishes the Dental Loan Repayment Program of 2002, the Physician Loan Repayment Program of 2002, and the California Medical and Dental Student Loan Repayment Program of 2002. These programs are created to provide up to \$105,000 in loan repayments for medical and dental practitioners who serve in underserved areas.

Last Action: Chaptered by Secretary of State. Chapter 1131, Statutes of 2002.

**AB 1000 (Simitian) Public works: design-build contracts.**

Authorizes a small number of community colleges to enter into design-build contracts for construction of school facilities, as part of a five-year pilot project. Design-build contracts allow an awarding agency to select a contractor who will both design the needed project and build it as part of one contract.

Last Action: Chaptered by Secretary of State. Chapter 637, Statutes of 2002.

**AB 1020 (Leach) Infrastructure: finance.**

Creates an Infrastructure Investment Fund for capital outlay expenses related to corrections, education, parks, transportation, water and natural resources, by setting aside an increasing percentage of the General Fund and appropriating those funds to various public agencies according to a specified formula.

Last Action: Held in Assembly Appropriations Committee.

**AB 1074 (Nakano) Advertising: telephone directory listings: business location representations.**

Curtails deceptive and anti-competitive advertising in the retail floral industry by prohibiting out-of-state florists from misrepresenting the geographic location of their businesses.

Last Action: Vetoed by the Governor.



**AB 1084 (Wesson) Public contracts.**

Encourages the participation of small businesses in public contracts for construction, goods, and services by expanding their eligibility for simplified bidding procedures and other preferences.

Last Action: Chaptered by Secretary of State. Chapter 882, Statutes of 2001.

**AB 1106 (Pescetti) Notaries public: escrow instruments.**

Requires that any escrow document, purporting to obligate a third party in an amount over \$10,000 on behalf of a party to a real estate transaction, must be notarized. Also requires a notary public who reasonably suspects that undue influence is being exercised over an obligor, with respect to a notarized third-party escrow document, to notify the district attorney.

Last Action: Held in the Senate Judiciary Committee.

**AB 1144 (Bates) Architectural services.**

Requires that each person holding a license to practice architecture in the state must file with the California Architects Board his or her current mailing address and the current name and address of the entity through which he or she provides architectural services.

Last Action: Chaptered by Secretary of State. Chapter 313, Statutes of 2001.

**AB 1150 (Firebaugh) Telegraph and telephone corporations.**

Authorizes state and local government agencies to negotiate with telecommunications companies for access easements to government properties, subject to certain conditions, for constructing wireless communications lines and associated infrastructure. Directs a portion of lease revenues to finance "digital divide" projects.

Last Action: Held in Assembly Appropriations Committee.

**AB 1277 (Cardenas) Funeral directors.**

Requires funeral service providers to place a disclosure statement on price lists indicating that survivors of the deceased are entitled to a copy of any pre-need funeral arrangement made by the deceased before his or her death. Ensures that families are informed of their right to the disclosure of any prior arrangements made by the deceased and the funeral provider.

Last Action: Chaptered by Secretary of State. Chapter 715, Statutes of 2001.

**AB 1336 (Koretz) Pet shops.**

Requires pet dealers to deliver to the purchaser of a dog or cat written material containing information on the benefits of spaying and neutering.

Last Action: Chaptered by Secretary of State. Chapter 181, Statutes of 2002.

**AB 1339 (Keeley) School security training: peace officers and security guards.**

Seeks to ensure that school peace officers and security guards will be better prepared to respond to situations arising in a public school setting. Requires peace officers

assigned primarily to public schools to take the 32-hour Campus Law Enforcement course and requires campus security guards to take a 24-hour school security-training program.

Last Action: Held in Assembly Appropriations Committee.

**AB 1362 (Wiggins) Buildings: rehabilitation.**

Establishes the California Building Rehabilitation Code Advisory Council (Council) to advise the State Building Standards Commission (Commission) whether or not the development of state building rehabilitation guidelines will improve the reuse and safety of existing buildings. Also requires the Council to report its recommendation to the Commission by September 30, 2004.

Last Action: Held in Senate Housing and Community Development Committee.

**AB 1368 (Pescetti) Cemeteries.**

Establishes the Historic Cemetery Commission with a specified membership appointed to carry out prescribed duties related to jurisdiction, protection, preservation and restoration of historic cemeteries in the state.

Last Action: Held in Assembly Business and Professions Committee.

**AB 1402 (Simitian) Public works: design-build contracts.**

Allows school districts to use the design-build procurement process to save time and money in contracting for the construction of school facilities in excess of \$10 million. The Superintendent of Public Instruction and the Secretary for Education are required to develop guidelines for design-build projects. Design-build contracts allow an awarding agency to select a contractor who will both design the needed project and build it as part of one contract.

Last Action: Chaptered by Secretary of State. Chapter 421, Statutes of 2001.

**AB 1415 (Leach) Public works contracts: City of Brentwood.**

Authorizes the City of Brentwood to use a design-build procurement process to promote cost and time savings for contracts exceeding an unspecified dollar amount.

Last Action: Held in Assembly Business and Professions Committee.

**AB 1419 (Aroner) Transportation: property transfer: San Francisco Transbay Terminal.**

Requires the California Department of Transportation to transfer, free of charge, certain parcels of state-owned property to the San Francisco Redevelopment Agency for the redevelopment and reconstruction of the Transbay Terminal Facility. Designates the Transbay Joint Powers Authority, formed by local government and transit agencies, as the recognized agency for the planning and development of the Transbay Terminal project.

Last Action: Vetoed by the Governor.

**AB 1442 (Pescetti) Contract specifications: substitutions.**

Permits a public agency to request a specific product or brand-name in a public contract if the product is needed to perform a field test or to match a material or service already in use.

Last Action: Chaptered by Secretary of State. Chapter 267, Statutes of 2001.

**AB 1530 (Longville) Public works: cost savings.**

Increases the percentage of the net savings paid to a transportation project contractor if project cost reduction changes significantly reduce traffic congestion during construction. The current 50% savings payment increases to 60%.

Last Action: Chaptered by Secretary of State. Chapter 166, Statutes of 2001.

**AB 1543 (Firebaugh) School facility construction: design-build contracts.**

Authorizes the Los Angeles Unified School District to conduct a pilot program consisting of two projects, each with a cost of less than \$10 million, to be implemented as design-build projects, and establishes a four step process to be followed for the design-build pilot projects.

Last Action: After being heard by the Assembly Business and Professions Committee, this bill was substantially amended and re-referred to the Assembly Higher Education Committee to address an unrelated issue: public post secondary education.

**AB 1560 (Nation) Automotive repairs: emissions.**

Strengthens existing enforcement measures used to reprimand or adjudicate unlicensed automotive repair dealers, smog check stations and technicians for acts of auto repair and smog check fraud. Establishes performance requirements for the state's smog check program.

Last Action: Chaptered by Secretary of State. Chapter 357, Statutes of 2001.

**AB 1581 (Frommer) Check cashers: deferred deposits.**

Restructures the maximum allowable amount of a deferred deposit (commonly called payday advance or payday loan) personal check based upon the lesser of a specified maximum amount or 25% of the customer's gross monthly income.

Last Action: Held in Assembly Business and Professions Committee.

**AB 1583 (Negrete-Mcleod) Veterinary medicine.**

Extends the California Veterinary Reciprocity Law allowing out-of-state veterinary professionals, who meet specified requirements, to practice veterinary medicine in California by eliminating the sunset provision and allowing the program to continue indefinitely.

Last Action: Chaptered by Secretary of State. Chapter 167, Statutes of 2001.

**AB 1656 (Goldberg) Self-service storage facilities: household goods.**

Imposes specified registration requirements on self-service storage facilities that transport household goods in containers that have been loaded by customers, and

requires a self service storage company to inform customers that they have the right to register complaints with the California Public Utilities Commission.  
Last Action: Vetoed by the Governor.

**AB 1687 (Kelley) Commercial mail receiving agencies.**

Requires individuals using commercial mail agencies to establish their positive identity, by requiring them to fill out the standard U.S. postal form to be forwarded to the U.S. Postal Service, and present, in person, two forms of officially authorized identification and provide their right thumb print.

Last Action: Held in Assembly Appropriations Committee.

**AB 1719 (Higher Education Committee) Public postsecondary education.**

Makes clarifying amendments to code sections relative to California State University.

Last Action: Chaptered by Secretary of State. Chapter 219, Statutes of 2001.

**AB 1753 (Migden) Magazine distributors.**

Requires a magazine distributor to clearly and conspicuously place the magazine subscription expiration date on renewal notices or magazine mailing labels mailed to its subscribers.

Last Action: Chaptered by Secretary of State. Chapter 191, Statutes of 2002.

**AB 1769 (Leslie) Advertising: unsolicited cellular telephone and pager text messages.**

Prohibits persons and entities conducting business in this state from transmitting unsolicited text advertisements to cellular telephones or pagers equipped with text message capability.

Last Action: Chaptered by Secretary of State. Chapter 699, Statutes of 2002.

**AB 1840 (Diaz) Private security services: peace officers.**

Exempts peace officers applying to the Bureau of Security and Investigative Services for registration as a security guard from the requirements to submit a set of fingerprints to the Department of Justice, and instead requires peace officers to submit verification of their active duty peace officer status to the Bureau with their application for registration.

Last Action: Chaptered by Secretary of State. Chapter 689, Statutes of 2002.

**AB 1856 (Nation) Unsolicited mail.**

Expands existing law prohibiting unsolicited advertisements by making those provisions applicable to unsolicited mail sent via the United States Postal Service. Also requires persons or entities sending unsolicited mail to provide a disclosure statement on unsolicited documents informing recipients of an established toll-free telephone number, valid return address, valid email address or web site that can be used to notify a soliciting person or entity to stop sending unsolicited mail.

Last Action: Placed on the Assembly inactive file.

**AB 1857 (Wayne) Administrative procedures.**

Makes essential changes to the Administrative Procedure Act by clarifying that an agency must describe reasonable alternatives to a proposed regulation that would lessen any adverse impact on small businesses in this state.

Last Action: Chaptered by Secretary of State. Chapter 389, Statutes of 2002.

**AB 1883 (Kelley) Recovery of property.**

Provides that certain licensees of the Bureau of Security and Investigative Services are guilty of a misdemeanor if they declare as true, while knowing it to be false, any material matter relative to the submission of a licensing application, a qualification certificate, or an application for registration. Also authorizes the director of the Department of Consumer Affairs to suspend or revoke a license if it is determined that the person applying for licensure submitted false information.

Last Action: Chaptered by Secretary of State. Chapter 402, Statutes of 2002.

**AB 1921 (Richman) Healing arts: disaster management training.**

Requires physicians, pharmacists, registered nurses, licensed vocational nurses, and psychiatric technicians to participate in the annual statewide hospital disaster exercise or to attend a four-hour continuing education course every two years in disaster management training.

Last Action: Held in Assembly Health Committee.

**AB 1927 (Kehoe) Neighborhood Infrastructure Bond Act.**

Creates the Neighborhood Infrastructure Bond Act of 2002, putting a \$6 billion General Obligation bond measure on the ballot to address local infrastructure needs.

Last Action: Held in Assembly Appropriations Committee.

**AB 1943 (Chu) Acupuncture.**

Requires schools and colleges offering education and training in the practice of acupuncture to include a minimum of 3,000 hours of study in curriculum pertaining to acupuncture, in order to receive approval from the Board of Acupuncture. Also requires the Board to establish the specifics of the 3,000 hours of study by January 1, 2004.

Last Action: Chaptered by Secretary of State. Chapter 781, Statutes of 2002.

**AB 1951 (Vargas) Home solicitation contracts: timeshare projects.**

Extends the contract cancellation period to seven days (instead of three days) for purchasers of timeshares, and specifies that the cancellation period also shall apply to purchases of incidental benefits offered concurrently within the seven-day cancellation period.

Last Action: Held in the Senate Judiciary Committee.

**AB 1993 (Correa) Structural pest control operators: wood destroying pests.**

Requires that when pest control inspection reports disclose pest infestation, a notice of work completed is required to certify that the property is free of evidence of infestation in

the visible and accessible areas or is being serviced with an approved treatment for an active pest infestation.

Last Action: Held in Assembly Business and Professions Committee.

**AB 1995 (Correa) Audits.**

Defines allowable services that may be performed by an auditor when certifying the financial statements of a publicly traded company or a company that has announced that it is going public. Prohibits all other services provided by an auditor to an audit client unless the California Board of Accountancy specifically approves such service.

Last Action: Refused passage on Assembly floor.

**AB 2009 (Nakano) Swap meets, flea markets, and open-air markets.**

Redefines the term swap meet to include open air market and flea market and creates special reporting requirements for vendors and operators of swap meets who sell or display new merchandise.

Last Action: Chaptered by Secretary of State. Chapter 334, Statutes of 2002.

**AB 2020 (Correa) Optometry.**

Enacts one of the nation's strongest consumer protection "mandatory release" laws requiring optometrists and ophthalmologists to provide all patients, unless specifically exempted, with copies of their contact lens prescriptions, thereby allowing patients to choose where they purchase contact lenses. Specifies the requirements for expiration dates on prescriptions for contact lenses. Requires that sellers other than the prescriber must attempt to verify the prescription with the prescriber. Requires an out-of-state contact lens seller to provide a dedicated toll-free telephone number, facsimile line, or email address where contact lens prescribers may confirm their prescriptions.

Last Action: Chaptered by Secretary of State. Chapter 814, Statutes of 2002.

**AB 2037 (Diaz) Public contracts: claims.**

Requires public agencies to quickly notify contractors if any third party claim related to a public contract is received. The public agency is also entitled to recover any reasonable costs from the notification.

Last Action: Chaptered by Secretary of State. Chapter 315, Statutes of 2002.

**AB 2039 (Steinberg) Public buildings: art.**

Requires that a share of the construction budget for any public building shall be dedicated to public works of art, provided that the share does not exceed two percent of the budget. The final amount to be spent on art is to be determined jointly between the California Arts Council, the State Architect, and the Department of Finance.

Last Action: Held in Assembly Appropriations Committee.

**AB 2045 (Matthews) Pharmacists.**

Requires the California State Board of Pharmacy to consider the reporting of violations by a pharmacist-in-charge as a mitigating factor in a disciplinary action against that pharmacist for violations committed by other pharmacy personnel.

Last Action: Chaptered by Secretary of State. Chapter 562, Statutes of 2002.

**AB 2070 (Jackson) State contracts: disclosure of violations.**

Requires bidders on state contracts to certify under penalty of perjury whether or not the prospective bidder has ever been convicted or punished for violations of any tax, labor, employment, antitrust, consumer protection, or environmental protection laws.

Last Action: Held in Senate Governmental Organization Committee.

**AB 2086 (Bogh) Consumer goods: warranties: service and repair facilities.**

Permits manufacturers of consumer goods and their designated service and repair facilities greater freedom to negotiate warranty service contracts, while removing technical loopholes that could impair the operation of the contract.

Last Action: Held in Senate Judiciary Committee.

**AB 2121 (Kehoe) Weights and measures.**

Provides an exemption for water submeters used in multifamily residential and multitenant commercial property from county requirements specifying that water submeters must be tested and sealed by a certified county sealer before installation.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2165 (Strom-Martin) Pharmacy.**

Requires the Joint Legislative Sunset Review Committee to assess the state's pharmacist shortage and make recommendations to the Legislature and the Board of Pharmacy to alleviate the state's pharmacist shortage.

Last Action: Chaptered by Secretary of State. Chapter 577, Statutes of 2002.

**AB 2167 (Koretz) Real estate licenses.**

Revises the mandatory education requirements that a licensed real estate salesperson must complete to obtain and renew a real estate license. Adds three prescribed courses to the list of courses to be taken by persons applying for real estate licensure, and requires real estate licensees to successfully complete 45 hours of continuing education during the four-year period preceding a license renewal.

Last Action: Chaptered by Secretary of State. Chapter 86, Statutes of 2002.

**AB 2196 (Lowenthal) Podiatrists.**

Authorizes licensed podiatrists to use the phrase "doctor of podiatric medicine," "doctor of podiatry," and "podiatric doctor" or the initials "DPM" when advertising their podiatry services to the public.

Last Action: Chaptered by Secretary of State. Chapter 87, Statutes of 2002.

**AB 2244 (Wayne) Prepaid calling cards and services.**

Requires prepaid calling cards to include the disclosure of all appropriate charges and provides for additional protections for consumers. Also requires that disclosures shall be provided, as specified, in English or any other language used in the card's instructions or promotion.

Last Action: Chaptered by Secretary of State. Chapter 778, Statutes of 2002.

**AB 2283 (La Suer) Written records: cost.**

Requires state agencies to consider cost reduction options in the process of preparing written reports, including the elimination of unnecessary and expensive color graphics, photographs, bindings and paper.

Last Action: Chaptered by Secretary of State. Chapter 370, Statutes of 2002.

**AB 2297 (Simitian) Online Privacy and Disclosure Act of 2002.**

Enacts the Online Privacy and Disclosure Act of 2002 relating to the regulation of web site privacy policies. Requires web site operators that collect personal and identifying information about individuals to follow specified procedures to ensure the privacy protection of those individuals.

Last Action: Vetoed by the Governor.

**AB 2315 (Chu) Office of State Printing: paid advertisements.**

Extends an existing exemption allowing the Office of State Printing, under the jurisdiction of the Department of General Services, to continue accepting paid advertisements in state printing and published materials.

Last Action: Chaptered by Secretary of State. Chapter 220, Statutes of 2002.

**AB 2323 (Wyman) Bid preferences: disabled veteran business enterprises.**

Establishes a 5% bid preference on state contracts for certified disabled veteran business enterprises, not to exceed \$50,000 per bid. Also allows the preference to be combined with other bid preferences up to a maximum of \$100,000.

Last Action: Held in Senate Appropriations Committee.

**AB 2357 (Briggs) State contracts: bid preferences.**

Eliminates existing monetary limits, currently set at \$100,000, on small business bidding preferences for state contracts.

Last Action: Held in Assembly Appropriations Committee.

**AB 2378 (Jackson) State agencies: agency reports.**

Requires state agencies to submit to the Legislature a report on the availability of federal funds applicable to their mission.

Last Action: Held in Assembly Appropriations Committee.



**AB 2385 (Bill Campbell) Healing arts.**

Requires the Medical Board of California to keep copies of original and meritorious complaints for at least seven years or until the statute of limitations for filing a disciplinary action against a physician expires.

Last Action: Chaptered by Secretary of State. Chapter 816, Statutes of 2002.

**AB 2396 (Dickerson) State real property: inventory.**

Mandates that the statewide property inventory include additional information on each property, including zoning and the types of current and proposed uses (e.g., agricultural preservation, wildlife habitat, historical, and ecosystem restoration).

Last Action: Held in Assembly Appropriations Committee.

**AB 2411 (Corbett) Building standards: local agencies.**

Authorizes any local agency responsible for the enforcement of state building standards to propose building standards to the California Building Standards Commission for approval and adoption if specified requirements are met.

Last Action: Held in Assembly Local Government Committee.

**AB 2421 (Firebaugh) Prison Industry Authority.**

Restricts the conditions under which state agencies must purchase goods and services from the Prison Industry Authority, specifically requiring that the goods must be delivered in a timely manner.

Last Action: Held in Assembly Appropriations Committee.

**AB 2449 (Correa) Barbering and cosmetology.**

Requires licensees of the Bureau of Barbering and Cosmetology to provide specified information to the Bureau when they renew their license, including their practice status designation. Also provides that licensees of the Bureau must, at the time of license renewal, identify themselves on the application as an employee, independent contractor, booth renter, or salon owner.

Last Action: Chaptered by Secretary of State. Chapter 316, Statutes of 2002.

**AB 2452 (Rod Pacheco) Public contracts: void contracts.**

Voids any public contract within one year after the conviction for bribery of an employee or officer of the contractor or public entity.

Last Action: Held in Assembly Appropriations Committee.

**AB 2456 (Jackson) Business regulation: employment of inmates.**

Prohibits business entities from employing an inmate for the purpose of taking orders or reservations over the telephone and prohibits these inmates from having access to a customer's personally identifiable information.

Last Action: This bill was substantially amended and re-referred to the Assembly Public Safety Committee to address an unrelated issue: revisions to the Penal Code.

**AB 2459 (Diaz) Physicians and surgeons: prostate cancer.**

Requires the State Department of Health Services (DHS) to approve and send an updated copy of the standardized written summary on alternative methods of treatment for prostate cancer to the Medical Board of California (Board) every time the summary is modified, and requires the Board to make the updated summary available to its licensed physicians and surgeons. Also requires both DHS and the Board to update their web sites every time the summary is modified.

Last Action: Chaptered by Secretary of State. Chapter 531, Statutes of 2002.

**AB 2473 (Simitian) Gift certificates: bankruptcy.**

Requires the issuer of a gift certificate who is in bankruptcy to continue to honor a gift certificate issued prior to the date of the bankruptcy filing.

Last Action: Chaptered by Secretary of State. Chapter 997, Statutes of 2002.

**AB 2474 (Simitian) Automotive products.**

Requires engine coolant or antifreeze made with ethylene glycol sold after January 1, 2004, to contain a bittering agent. Ethylene glycol is extremely toxic and has a natural sweet taste that has been the cause for many accidental poisonings of children and animals from ingestion of antifreeze.

Last Action: Chaptered by Secretary of State. Chapter 998, Statutes of 2002.

**AB 2498 (Jackson) Consumer credit reporting agencies: credit scores.**

Prohibits a person or entity from calculating consumer credit scores in a manner resulting in an adverse impact on a consumer when the calculation is based upon the fact that inquiries have been received, or upon the number of inquiries that have been received, related to transactions not initiated by the consumer.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2538 (Goldberg) Self-service storage facilities.**

Requires certain transporters of storage containers to scan every container for explosives and nuclear/chemical/biological weapon agents, segregate any potentially hazardous containers, and immediately alert the authorities.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2544 (Bill Campbell) Contractors: home improvement salespersons.**

Requires the Contractors State License Board to post specified home improvement salesperson registration information on its web site by the close of the first business day of each week.

Last Action: Chaptered by Secretary of State. Chapter 372, Statutes of 2002.

**AB 2567 (Business and Professions Committee) State Agencies: public contracts: acquisitions of goods and services.**

Eliminates two redundant requirements for state reports and simplifies the controlling rules. Also simplifies the rules for state agencies making small purchases without

authorization, and reduces the maximum value for state contracts awarded to small businesses and others outside of the standard competitive bidding process.  
Last Action: Chaptered by Secretary of State. Chapter 951, Statutes of 2002.

**AB 2568 (John Campbell) Advertising.**

Deletes existing state law prohibiting unsolicited fax advertisements and instead enacts specified provisions prohibiting a person from using any fax machine to send unsolicited advertisements. Also provides monetary penalties to deter people and entities who persistently choose to ignore existing law.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2610 (Mountjoy) Public contracts: lowest responsible bidder.**

Defines the term "lowest responsible bidder" as used in public contracts, with the intent to neutralize a recent court decision that permitted some local agencies to independently define that term.

Last Action: Placed on Assembly inactive file.

**AB 2632 (Daucher) Public works contracts: payment bonds.**

Exempts small public contracts (under \$1 million) from payment bond requirements if the contractor agrees to forgo all advance payments and liens until the work is completed.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2634 (John Campbell) Governor's appointments: Department of Consumer Affairs.**

Authorizes the Senate Rules Committee to make appointments to Department of Consumer Affairs regulatory boards if the Governor has not done so within 180 days of a vacancy.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2666 (Mountjoy) Public contracts: contract specifications.**

Expands the ability of public agencies to award contracts in cases of unique needs or emergency, without a standard competitive bidding process.

Last Action: Held in Senate Governmental Organization Committee.

**AB 2693 (Wyman) Contractors.**

Authorizes a person to recover compensation paid to a contractor during a period of time when the contractor was not licensed.

Last Action: Held in Senate Judiciary Committee.

**AB 2698 (Cox) Infrastructure financing.**

Creates an infrastructure investment fund to direct an increasing annual percentage of General Fund revenues to local agencies for infrastructure projects.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2722 (Mountjoy) Healthcare.**

Expands the existing list of qualified insurers that physicians and surgeons can use to acquire adequate patient liability insurance.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2724 (Runner) Contractors.**

Authorizes the Contractors State License Board to issue contractors' licenses to limited liability companies.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2728 (Washington) Podiatrists.**

Extends the "sunset" date for the California Board of Podiatric Medicine to July 1, 2008, deletes prohibitions against a doctor of podiatric medicine performing amputations, and expands the requirements for obtaining and maintaining a certificate to practice podiatric medicine.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2743 (Lowethal) Barbering and cosmetology apprenticeship.**

Allows apprentices in barbering and cosmetology, skin care, or nail care who have completed 75% of their apprenticeship program to submit an application to the Bureau of Barbering and Cosmetology for admittance to the Bureau's licensing examination.

Last Action: Chaptered by Secretary of State. Chapter 580, Statutes of 2002.

**AB 2772 (Robert Pacheco) Employee assistance program.**

Defines the core functions of employee assistance programs and scope of practice for employee assistance professionals. Also declares the Employee Assistance Certification Commission as the designated credentialing and policymaking body to administer the certification process.

Last Action: Held in Assembly Business and Professions Committee.

**AB 2780 (Corbett) Private security services.**

Allows any person in the state to file a complaint with the Department of Consumer Affairs alleging that private patrol operators (PPOs) and PPO applicants fail to meet registration standards. Prohibits PPOs from discharging or discriminating against an employee who discloses information to government or law enforcement.

Last Action: Chaptered by Secretary of State. Chapter 884, Statutes of 2002.

**AB 2818 (Aanestad) Registered dental hygienists.**

Authorizes the Dental Board of California to allow dental hygienists licensed in another state to be licensed in California without having to take the Board required examination as long as specified conditions are met, including showing proof of a current license as a dental hygienist in good standing from another state.

Last Action: Chaptered by Secretary of State. Chapter 691, Statutes of 2002.

**AB 2820 (Cardenas) Unsolicited facsimiles.**

Expands existing law related to the state telemarketer "Do Not Call" list, administered by the Attorney General, by allowing Californians to place their home and business fax numbers on that list.

Last Action: Held in Senate Business and Professions Committee.

**AB 2821 (Chan) Dentistry: dental licensing fees.**

Provides that licensees who provide free or low cost dental care to children are eligible for a waiver of between 25% to 50% of the license renewal fee that is paid every two years to the Dental Board of California.

Last Action: Held in Assembly Appropriations Committee.

**AB 2836 (Wiggins) State Public Works Board: construction: local fire protection agencies.**

Authorizes the State Public Works Board to issue lease-revenue bonds on behalf of any city, county, or city and county, to finance buildings and equipment for the purpose of fire protection. Once the cost of the property has been repaid through the lease, the local agency receives title to buildings and equipment.

Last Action: Held in Senate Appropriations Committee.

**AB 2841 (Horton) Public contracts: job order contracting.**

Authorizes the Los Angeles Unified School District to engage in a limited "job order contracting" pilot project as a cost and timesaving alternative to traditional competitive bidding for smaller modernization and maintenance contracts.

Last Action: Vetoed by the Governor.

**AB 2868 (Wright) Consumer credit reporting agencies.**

Exempts consumer credit reporting agencies that only act as resellers of credit information from requirements in existing law pertaining to the blocking and unblocking of specified personal information after an allegation of identity theft.

Last Action: This bill was substantially amended and re-referred to the Assembly Judiciary Committee to address an unrelated issue: privacy of personal information.

**AB 2873 (Frommer) Accounting.**

Enacts provisions requiring accountants to fully document procedures used and findings made during an audit. Makes the willful destruction of a client's records by a licensed accountant grounds for disciplinary action by the California Board of Accountancy.

Requires the retention of audit documentation for seven years and specifies what the documentation shall contain.

Last Action: Chaptered by Secretary of State. Chapter 230, Statutes of 2002.

**AB 2880 (Chavez) Private security services.**

Makes revisions to the "power to arrest" course, including increasing the length of the course to eight hours and revising the subjects that the course is required to cover.

Requires the Department of Consumer Affairs to develop and approve by regulation a standard course and curriculum for security officer skills training. Also requires Private Patrol Operators to maintain an accurate and current record of proof of completion of the required Power to Arrest course and specified annual review training.  
Last Action: Chaptered by Secretary of State. Chapter 886, Statutes of 2002.

**AB 2944 (Kehoe) Advertising: facsimile machines.**

Deletes the existing state law prohibiting unsolicited fax advertisements if certain requirements are not met. This is intended to ensure that federal law will prevail. Federal law provides an unconditional prohibition on the use of fax machines or any other similar type of equipment to disseminate unsolicited fax advertisements to persons or entities.  
Last Action: Chaptered by Secretary of State. Chapter 700, Statutes of 2002.

**AB 2970 (Wayne) Accounting: audits.**

Prevents a "revolving door" by prohibiting an accountant from accepting employment from an audit client or its affiliate within 12 months of issuance of a financial statement when the employment permits the accountant to exercise authority over accounting or financial reporting.  
Last Action: Chaptered by Secretary of State. Chapter 232, Statutes of 2002.

**AB 2973 (Business and Professions Committee) Regulation of businesses.**

Makes numerous improvements to various regulatory programs by updating and strengthening current laws enacted to protect consumers. This is an annual omnibus bill sponsored by the Department of Consumer Affairs.  
Last Action: Chaptered by Secretary of State. Chapter 405, Statutes of 2002.

**AB 3025 (Transportation Committee) Public works: environmental enhancement projects.**

Requires the Department of Transportation to extend the completion date for four Environmental Enhancement and Mitigation Program projects and creates a stepped-up incremental payments formula for mobilization costs involving complex toll bridge replacement and retrofit projects.  
Last Action: Chaptered by Secretary of State. Chapter 965, Statutes of 2002.

**AB 3060 (Ashburn) State contracts.**

Eliminates the funding for a contract between the State of California and the Oracle Corporation related to information technology goods and services.  
Last Action: Held in Assembly Business and Professions Committee.

**ACA 11 (Richman) Infrastructure: finance.**

Creates a source of dedicated "pay-as-you-go" financing for state and local infrastructure projects. Transfers an increasing percentage of annual General Fund revenues to a dedicated account, with a provision to reduce or suspend transfers during

poor economic conditions. Provides that the Legislature shall allocate half of those funds for state projects and half for local projects.

Last Action: Chaptered by Secretary of State. Res. Chapter 185, Statutes of 2002.

**ABX1 22 (Koretz) State-occupied buildings: Stage Three Emergency: electrical shutdowns.**

Requires a plan for state buildings to preschedule voluntary blackouts, for no more than two hours per day, during power emergencies in order to ease electrical demand.

Last Action: Held in Assembly Business and Professions Committee.

**ABX1 64 (Strom-Martin) State building energy retrofit.**

Makes state buildings more self-sufficient in their energy use by retrofitting, and where feasible, facilitating generation of onsite electricity using alternative energy and co-generation equipment, thus reducing demand on conventional generation facilities.

Last Action: Held in Senate Appropriations Committee.

**ABX2 12 (Simitian) Water and sewer service.**

Specifies that certain water flow sensor devices that meet the standards of the California Plumbing Code and the American Water Works Association are lawful and are not subject to prescribed county device registration fees.

Last Action: This bill was substantially amended and re-referred to the Assembly Water, Parks and Wildlife Committee to address an unrelated issue: revisions to the Water Code.