



2015 LEGISLATIVE UPDATE LEGISLATION VETOED BY GOV. JERRY BROWN

The following bills, on which CSBA has established a position or is monitoring, were vetoed by Gov. Jerry Brown prior to his October 11, 2015 deadline. The Governor's veto message is included with each bill. If you have questions about any of these bills, please email CSBA's Governmental Relations team at govrel@csba.org.

[AB 10](#)

([Gatto](#) D) Political Reform Act of 1974: economic interest disclosures.

Introduced: 12/1/2014

Summary: Would increase the thresholds at which a public official has a disqualifying financial interest in sources of income from \$500 to \$1,000, in investments in business entities from \$2,000 to \$5,000, and in interests in real property from \$2,000 to \$10,000. This bill contains other related provisions and other existing laws.

Governor's Message: I am returning Assembly Bill 10 without my signature. This bill makes several changes to the Political Reform Act of 1974, including significant changes to reporting requirements on statements of economic interests. The Political Reform Act already requires public officials to disclose their income, investments and business activities with enough particularity so that conflicts of interest can be identified. This bill adds yet more complexity to existing reporting requirements without commensurate benefit, and I am not convinced that this bill will provide more useful information to the public. Sincerely, Edmund G. Brown Jr.

Position
Neutral

[AB 47](#)

([McCarty](#) D) State preschool program.

Introduced: 12/1/2014

Summary: Would require, on or before June 30, 2018, all eligible children who are not enrolled in transitional kindergarten to have access to the state preschool program the year before they enter kindergarten, if their parents wish to enroll them, contingent upon the appropriation of sufficient funding in the annual Budget Act for this purpose.

Governor's Message: I am returning Assembly Bill 47 without my signature. The bill would require state preschool programs to be available to all children, who are not already in transitional kindergarten and are eligible for subsidies, by June 30, 2018, contingent on a sufficient appropriation. Last year's education omnibus trailer bill already codified the intent to make preschool and other full-day, full year early education and care opportunities available to all low-income children. The discussion on expanding state preschool which takes into account rates paid to providers as well as access and availability for families should be considered in the

budget process, as it is every year. A bill that sets an arbitrary deadline, contingent on a sufficient appropriation, is unnecessary. Sincerely, Edmund G. Brown Jr.

Position
Tracking

[AB 80](#)

(Campos D) Interagency Task Force on the Status of Boys and Men of Color.

Introduced: 1/5/2015

Summary: Would establish until January 1, 2026, the Interagency Task Force on the Status of Boys and Men of Color, a multiagency advisory body that would serve as a support mechanism for department agency and systems leaders by taking coordinated action in meeting the myriad of challenges facing boys and men of color in California, and assisting the respective departments and agencies in more successfully improving life outcomes for this population. This bill contains other existing laws.

Governor's Message: I am returning Assembly Bill 80 without my signature. This bill would establish the Interagency Task Force on the Status of Boys and Men of Color. How state policy can be tailored to promote the well-being of boys and men of color is profoundly important. These issues, however, are best addressed through concrete actions, not another non-binding commission. The Legislature and the Administration are working on the critical issues raised by this bill, such as the Local Control Funding Formula, healthcare expansion and criminal justice reform. Much more can be done, and I am committed to advancing this work. Sincerely, Edmund G. Brown Jr.

Position
Support

[AB 85](#)

(Wilk R) Open meetings.

Introduced: 1/6/2015

Summary: Would, under the Bagley-Keene Open Meeting Act, specify that the definition of "state body" includes an advisory board, advisory commission, advisory committee, advisory subcommittee, or similar multimember advisory body of a state body that consists of 3 or more individuals, as prescribed, except a board, commission, committee, or similar multimember body on which a member of a body serves in his or her official capacity as a representative of that state body and that is supported, in whole or in part, by funds provided by the state body, whether the multimember body is organized and operated by the state body or by a private corporation.

Governor's Message: I am returning Assembly Bill 85 without my signature. This bill expands the Bagley-Keene Open Meeting Act to include state advisory bodies, regardless of their size. My thinking on this matter has not changed from last year when I vetoed a similar measure, AB 2058. I believe strongly in transparency and openness but the more informal deliberation of advisory bodies is best left to current law. Sincerely, Edmund G. Brown Jr.

Position
Tracking

[AB 101](#)

(Alejo D) Pupil instruction: ethnic studies.

Introduced: 1/8/2015

Summary: Would require the Superintendent to oversee the development of, and the State Board of Education to adopt, a model curriculum to ensure quality courses in ethnic studies. The bill

would require the Superintendent to establish an Ethnic Studies Advisory Committee and would require the committee to advise, assist, and make recommendations to the Superintendent regarding the development of the model curriculum.

Governor's Message: I am returning Assembly Bill 101 without my signature. | This bill would require the Superintendent of Public Instruction to oversee the development of a model curriculum in ethnic studies for adoption by the State Board of Education. | This bill creates what is essentially a redundant process. | The Instructional Quality Commission is in the midst of revising the History-Social Science Framework, which includes guidance on ethnic studies courses. | Creating yet another advisory body specific to ethnic studies would be duplicative and undermine our current curriculum process. Sincerely, Edmund G. Brown Jr.

Position
Support

[AB 141](#) ([Bonilla D](#)) Teacher credentialing: beginning teacher induction programs.
Introduced: 1/9/2015

Summary: Would, commencing with hiring for the 2016-17 school year, and each school year thereafter, prohibit a school district, county office of education, or charter school from charging a fee to a beginning teacher to participate in a beginning teacher induction program that is approved by the commission and the Superintendent, and would define a beginning teacher for purposes of that provision to include a teacher with a preliminary multiple or single subject teaching credential, or a preliminary education specialist credential.

Governor's Message: I am returning Assembly Bill 141 without my signature. | This bill prohibits a local educational agency from charging a teacher to complete a beginning teacher induction program. This prohibition will create a reimbursable mandate estimated to cost over \$100 million annually. | The vast majority of local educational agencies provide induction and support to beginning teachers free of charge. I commend these entities for recognizing the importance of supporting and retaining new teachers. In addition to funding allocated through the Local Control Funding Formula, the state has provided \$490 million in this year's budget to promote educator quality over the next three years. Part of this funding should be used to support new teachers. Creating a new mandate, however, is not the answer. Sincerely, Edmund G. Brown Jr.

Position
Oppose

[AB 161](#) ([Chau D](#)) Athletic trainers.
Introduced: 1/21/2015

Summary: Would make it unlawful for any person to hold himself or herself out as an athletic trainer, use the title of, among others, athletic trainer, or to use specified terms to imply or suggest that the person is an athletic trainer, unless he or she is certified by the Board of Certification, Inc., and has either graduated from a college or university, after completing an accredited athletic training education program, as specified, or completed eligibility requirements for certification by the Board of Certification, Inc., as specified.

Governor's Message: I am returning Assembly Bill 161 without my signature. This bill prohibits a person from using the title of athletic trainer unless they have received a bachelor's degree and are certified by a national certification body. I vetoed a nearly identical measure last year and continue to believe that the conditions set forth in this bill impose unnecessary burdens on athletic trainers without sufficient evidence that changes are needed. Sincerely, Edmund G. Brown Jr.

Position
Tracking

[AB 580](#) ([O'Donnell D](#)) Pupil mental health: model referral protocols.
Introduced: 2/24/2015
Summary: Would require the State Department of Education to develop model referral protocols, as provided, for addressing pupil mental health concerns. The bill would require the department to consult with various entities in developing the protocols, including current classroom teachers and administrators. The bill would require the department to post the model referral protocols on its Internet Web site.

Governor's Message: I am returning Assembly Bill 580 without my signature. This bill requires the California Department of Education to develop model referral protocols to address the appropriate and timely referral by school staff of students with mental health concerns. California does not currently have specific model referral protocols for addressing student mental health as outlined by this bill. However, the California Department of Education recently received a grant from the federal Department of Health and Human Services, Substance Abuse and Mental Health Services Administration to identify and address critical student and family mental health needs. It's premature to impose an additional and overly prescriptive requirement until the current efforts are completed and we can strategically target resources to best address student mental health. Sincerely, Edmund G. Brown Jr.

Position
Support

[AB 706](#) ([Bonilla D](#)) CaliforniaVolunteers.
Introduced: 2/25/2015
Summary: Would authorize CaliforniaVolunteers, for so long as it is authorized to exist, to form a tax-exempt public benefit nonprofit corporation, or other tax-exempt entity, qualified under federal and state law to raise revenues and receive grants or other financial support from private or public sources, for the purposes of undertaking or funding any lawful activity authorized to be undertaken by CaliforniaVolunteers.

Governor's Message: I am returning Assembly Bill 706 without my signature. This bill establishes the California AmeriCorps STEM program and authorizes CaliforniaVolunteers to form a non-profit foundation for fundraising purposes. I applaud the author for promoting math and science through volunteerism in California, but without a funding source the program established in this bill would not be viable. Sincerely, Edmund G. Brown Jr.

Position
Support

[AB 787](#) ([Hernández, Roger D](#)) Charter schools: operation: nonprofit public benefit corporations: for-profit corporation prohibition.
Introduced: 2/25/2015
Summary: Current law, the Charter Schools Act of 1992, authorizes a charter school to elect to operate as, or be operated by, a nonprofit public benefit corporation, as specified. This bill would, commencing January 1, 2017, prohibit a charter school from operating as, or being operated by, a for-profit corporation.

Governor's Message: I am returning Assembly Bill 787 without my signature. Under this bill, beginning January 1, 2017, a charter school could not "operate as" or be "operated by" a for-profit corporation. I don't believe the case has been made to eliminate for-profit charter schools in California. Moreover, the somewhat ambiguous terms used in this bill could be interpreted to restrict the ability of non-profit charter schools to continue using for-profit vendors. For these reasons, I am unable to sign AB 787. Sincerely, Edmund G. Brown Jr.

Position
Tracking

[AB 943](#) ([Allen, Travis R](#)) Charter schools: California Collaborative for Educational Excellence.

Introduced: 2/26/2015

Summary: Would require the fiscal agent of the California Collaborative for Educational Excellence to also consider, for charter schools, whether a potential contractor has a record of success in working with charter schools in improving pupil outcomes.

Governor's Message: I am returning Assembly Bill 943 without my signature. This bill explicitly directs the California Collaborative for Educational Excellence to contract with a fiscal entity that has a "record of success" in working with charter schools to improve pupil outcomes. The Collaborative is already directed under current law to contract with individuals with expertise, experience and a record of success. I am confident that the Collaborative, which began meeting in February and is composed of five appointees including two appointees from the Legislature, can handle it. Moreover, this bill strikes me as a bit of micromanagement that might well constrain the Collaborative in the exercise of its responsibilities. Sincerely, Edmund G. Brown Jr.

Position
Tracking

[AB 1347](#) ([Chiu D](#)) Public contracts: claims.

Introduced: 2/27/2015

Summary: Would establish, for contracts entered into on or after January 1, 2016, a claim resolution process applicable to all claims by contractors in connection with public works. The bill would define a claim as a separate demand by the contractor for one or more of the following: a time extension for relief from damages or penalties for delay, payment of money or damages arising from work done pursuant to the contract for a public work, or payment of an amount disputed by the public entity, as specified. This bill contains other related provisions and other existing laws.

Governor's Message: To the Members of the California State Assembly: I am returning Assembly Bill 1347 without my signature. This bill creates, for three years, a new dispute resolution process under which contractors could seek public agency review of claims that arise during public works projects. Contractors who perform work for public agencies should be paid promptly. Swift resolution of payment disputes is in the best interest of contractors, workers, and the public agencies that are charged with efficiently managing taxpayer funds. I'm not convinced, however, that the procedures contemplated by this bill are an improvement over current law. I am committed, however, to ensuring timely payment for work ordered by public agencies. In the interest of furthering that goal I am directing my departments to immediately work with industry partners and the proponents of this bill on ways of improving our prompt payment policies. Sincerely, Edmund G. Brown Jr

Position
Oppose

[SB 42](#)

([Liu](#) D) Postsecondary education: Office of Higher Education Performance and Accountability.
Introduced: 12/2/2014

Summary: Would establish the Office of Higher Education Performance and Accountability as the statewide postsecondary education coordination and planning entity. The bill would provide for the appointment by the Governor, subject to confirmation by a majority of the membership of the Senate, of an executive director of the office. The bill would establish an 8-member advisory board for the purpose of examining, and making recommendations to, the office regarding the functions and operations of the office and reviewing and commenting on any recommendations made by the office to the Governor and the Legislature.

Governor's Message: I am returning Senate Bill 42 without my signature. This bill would establish an Office of Higher Education Performance and Accountability to advise the Governor and Legislature on state goals and priorities for higher education. The bill would also create an advisory board consisting of legislators and others to be appointed by the Legislature to annually review the performance of this office, which would sunset by the end of 2020. The call to improve postsecondary educational outcomes is laudable. The goals established by SB 195 in 2013 improving access and success, aligning degrees and credentials with the state's economic, workforce and civic needs, and ensuring the effective and efficient use of resources are still important measures that should guide us in developing higher education policies for the state. While there is much work to be done to improve higher education, I am not convinced we need a new office and an advisory board, especially of the kind this bill proposes, to get the job done.
Sincerely, Edmund G. Brown Jr.

Position
Tracking

[SB 110](#)

([Fuller](#) R) Threats: schools.
Introduced: 1/9/2015

Summary: Would make a person who, by any means, including, but not limited to, by means of an electronic act, willfully threatens unlawful violence to another person to occur upon the grounds of a school, as defined, with specific intent and under certain circumstances, and that threat creates a disruption at the school, guilty of a misdemeanor or felony punishable by imprisonment in a county jail for a specified term. By creating a new crime, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Governor's Message: I am returning Senate Bill 110 without my signature. No one could be anything but intolerant of threats to cause great bodily injury, especially on school grounds. Certainly not legislators, who voted nearly unanimously for this bill. While I'm sympathetic and utterly committed to ensuring maximum safety for California's school children, the offensive conduct covered by this bill is already illegal. In recent decades, California has created an unprecedented number of new and detailed criminal laws. Before we keep enacting more, I think we should pause and reflect on the fact that our bulging criminal code now contains in excess of 5,000 separate provisions, covering almost every conceivable form of human misbehavior.
Sincerely, Edmund G. Brown Jr.

Position
Tracking

[SB 291](#)

([Lara D](#)) Public health: vulnerable communities.

Introduced: 2/23/2015

Summary: Current law requires the Office of Health Equity to establish a comprehensive, cross-sectoral strategic plan to eliminate health and mental health disparities and inequities and to seek input from the public on the plan through an inclusive public stakeholder process. This bill would include individuals who have experienced trauma related to genocide in the definition of vulnerable communities and would require representatives from vulnerable communities to be represented in the public stakeholder process for developing the office's plan to eliminate health and mental health disparities.

Governor's Message: I am returning Senate Bill 291 without my signature. This bill would amend the definition of "vulnerable communities" for the Office of Health Equity in the California Department of Public Health to include individuals who have experienced trauma related to genocide. The bill would also require the Department of Public Health as well as the Department of Health Care Services to involve these communities in their stakeholder work. The definition of "vulnerable communities" already includes people with mental health conditions, immigrants and refugees. No additional authority is necessary to ensure that both of these departments continue to consider the needs of all those who have suffered trauma related to genocide. Sincerely, Edmund G. Brown Jr.

Position
Tracking

[SB 292](#)

([Pan D](#)) Public employee retirement: contributions.

Introduced: 2/23/2015

Summary: Would exempt a city or county that pays its pension costs with revenues from a property tax rate approved by its voters to make payments in support of pension programs and levied in addition to the general property tax rate, and that city's or county's employees, from a specified-described prohibition on employer payment of employee contribution, with respect to an employee whose pension is funded by these revenues. This bill contains other existing laws.

Governor's Message: I am returning Senate Bill 292 without my signature. This bill exempts certain employees from making pension contributions if they work in a city or county that receives parcel tax revenue designated for pension costs. I believe the cost-sharing requirements in the Public Employees' Pension Reform Act of 2013 are unrelated to whether a city or county has an existing parcel tax for pensions. The employee share-of-cost is a crucial standard that must be retained. I am unwilling to chip away at this reform. Sincerely, Edmund G. Brown Jr.

Position
Tracking

[SB 320](#)

([Lara D](#)) Pupil fees: complaint of noncompliance: appeal procedures.

Introduced: 2/23/2015

Summary: Would prohibit a public school from establishing a local policy or procedure that authorizes the public school to resolve a complaint by providing a remedy to the complainant without also providing a remedy to all affected pupils, parents, and guardians, as provided. The bill would authorize the Superintendent of Public Instruction to ensure that an appeal that the State Department of Education finds merit in is resolved in a timely manner, as specified.

Governor's Message: I am returning Senate Bill 320 without my signature. This bill would modify the Uniform Complaint Procedures for pupil fee complaints by creating unique timelines for these types of appeals. Creating unique timelines for certain types of complaints makes the "Uniform Complaint Procedures" decidedly less uniform. I do not think we should pursue such a piecemeal approach. Sincerely, Edmund G. Brown Jr.

Position
Support if
Amended

[SB 334](#)

([Leyva](#) D) Pupil health: drinking water.

Introduced: 2/23/2015

Summary: Would specify that a school district shall provide access to free, fresh, and clean drinking water during meal times through the use of drinking water access points, as defined. By imposing additional duties on school districts, this bill would impose a state-mandated local program. This bill contains other related provisions and other existing laws.

Governor's Message: I am returning Senate Bill 334 without my signature. This bill requires a school district that has a drinking water source that does not meet the Environmental Protection Agency's drinking water standards to provide alternative drinking water to their students. I agree that all California students should have access to safe drinking water but this bill creates a state mandate of uncertain but possibly very large magnitude. As our first order of business, local schools should understand the nature of their water quality problem, if there is one. Accordingly, I am directing the State Water Resources Control Board to work with school districts and local public water systems to incorporate water quality testing in schools as part of their lead and copper rule. School districts should utilize this information to ensure all students are provided safe water. Sincerely, Edmund G. Brown Jr.

Position
Oppose Unless
Amended

[SB 369](#)

([Block](#) D) California Longitudinal Pupil Achievement Data System: pupils of military families.

Introduced: 2/24/2015

Summary: Would require, on or before July 1, 2016, the Superintendent of Public Instruction to add a reporting process within the California Longitudinal Pupil Achievement Data System requiring local educational agencies to report the enrollment of pupils of military families, as defined. The bill would require the State Department of Education to include pupils of military families as an indicator for specified purposes.

Governor's Message: I am returning Senate Bill 369 without my signature. This bill would require the Superintendent of Public Instruction to add an indicator to the California Longitudinal Pupil Achievement Data System to identify students of military families. While California is strongly committed to supporting military families, I am not convinced how collecting state level data serves a useful purpose. Local school districts already identify students of military families and apply directly for federal grants based on local need. This ever-relentless effort to collect and store more and more personal data in state computers should give us pause. Sincerely, Edmund G. Brown Jr.

Position
Tracking

[SB 497](#)[\(Vidak R\)](#) Pupil transportation: data.

Introduced: 2/26/2015

Summary: Would, commencing with data for the 2014-15 fiscal year, and for each fiscal year thereafter, require the State Department of Education to request specified pupil transportation data from each school district, charter school, county office of education, joint powers authority, and regional occupational center or program that provides pupil transportation. The bill would require the department to post the data received on its Internet Web site, and would require the data to be separated between home-to-school transportation and special education transportation.

Governor's Message: I am returning Senate Bill 497 without my signature. This bill requires the Department of Education to request and post on its website specific school transportation data from local entities that provide transportation services to students. Current law does not prohibit the Department of Education from requesting or collecting, or locals from sharing school transportation information between interested parties that find it useful to compare data. While well intended, I am unconvinced that this voluntary data collection would produce meaningful information or is a valuable use of limited resources at the local or state level. For these reasons, I am unable to sign this bill. Sincerely, Edmund G. Brown Jr.

Position
Tracking

[SB 548](#)[\(De León D\)](#) Child care: family child care providers: orientation training.

Introduced: 2/26/2015

Summary: Would require the State Department of Education to ensure that all family child care providers, as defined, attend an in-person orientation training, as provided. The bill would require the orientation training to include at least 4 hours of instruction and include specified information, including minimum health and safety standards, as provided. The bill would authorize the Superintendent to adopt rules and regulations regarding the orientation training. This bill contains other related provisions.

Governor's Message: To the Members of the California State Senate: Senate Bill 548 establishes training requirements for both licensed and license-exempt family child care providers and requires both the Department of Social Services and the Department of Education to collect and deliver providers' personal information to provider organizations, upon their request. I am returning SB 548 without my signature, because the bill prematurely anticipates what will be necessary to comply with the new federal Child Care and Development Block Grant Act of 2014. California will need to be in compliance with an abundance of new requirements, not all of which are clear at this juncture. The Department of Education is currently working with stakeholders to update our state's plan, to be submitted by March 1, 2016, after further federal guidance is issued. Public input will be sought prior to the finalization of the plan. As part of that work, I will direct the State Advisory Council on Early Learning and Care to work with the department and review how the state can best position itself to meet those requirements efficiently and effectively, including the delivery of any training. Sincerely, Edmund G Brown Jr.

Position
Tracking