

**California Disability Services Association**  
**Legislative Sub-committee of the Public Policy Committee**  
**(Updated 4-29-11)**  
**Review of Legislation**

CDSA's high priority bills are shaded in grey.

**Bills CDSA OPPOSES:**

Bill #	Primary Author(s)	Current Text	Synopsis	Action
AB 10	Alejo	<a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0001-0050/ab_10_bill_20110314_amended_asm_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0001-0050/ab_10_bill_20110314_amended_asm_v98.pdf</a>  Majority Vote Required	This bill would increase the minimum wage, as of January 1, 2012, to not less than \$8.50 per hour. This bill would provide for an adjustment to the hourly minimum wage on January 1, 2013, and annually thereafter, to maintain employee purchasing power. The automatically adjusted minimum wage would be calculated using the California Consumer Price Index, as specified. <i>The bill would prohibit the Industrial Welfare Commission from adjusting the minimum wage downward and from adjusting the minimum wage upward if the average percentage of inflation for the previous year was negative.</i>	<b>OPPOSE</b>  <b>4/13 - Asm. Appropriations Suspense file</b>
AB 170	Jeffries	<a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0151-0200/ab_170_bill_20110120_introduced.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0151-0200/ab_170_bill_20110120_introduced.pdf</a>  Majority Vote Required	This bill would state the intent of the Legislature to enact legislation that would divide the Inland Regional Center, which serves Riverside and San Bernardino counties, into 2 separate regional centers that independently serve their respective communities.  <i>Costs to the state associated with setting up a new RC are likely to sink this bill. Is the author open to the idea of consolidating RC's?</i>	<b>OPPOSE UNLESS AMENDED</b>
AB 350	Solorio	<a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0301-0350/ab_350_bill_20110427_amended_asm_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0301-0350/ab_350_bill_20110427_amended_asm_v98.pdf</a>  Majority Vote Required	Existing law, the Displaced Janitor Opportunity Act, requires a new janitorial contractor who will replace an existing contractor to hire all of the previous employees for 60 days and if they perform, to offer then permanent employment.  For agencies who serve as contractors for the purpose of employing persons with developmental disabilities, this measure essentially eliminates the opportunities to replace existing employees with persons with disabilities.  This bill would expand the provisions of the act to include licensed security, landscape, window cleaning, and food cafeteria services in addition to janitorial and building maintenance services. The bill would extend the 60-day period in the act to 90 days.	<b>OPPOSE (Priority)</b>  <b>Letter Sent 4/5</b>  <b>Amended on 4/27</b>  <b>Passed Assm. Labor &amp; Employment on 4/13 &amp; re-referred to Appropriations for 5/4 hearing</b>

**OPPOSE – Page 2**

<p><b>AB 508</b></p>	<p>Swanson</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0501-0550/ab_508_bill_20110215_introduced.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0501-0550/ab_508_bill_20110215_introduced.pdf</a></p> <p>Majority Vote Required</p>	<p>Existing law requires a local government agency letting a public transit service contract out to bid to give a bidding preference for contractors and subcontractors who agree to retain, for a period of at least 90 days, certain employees who were employed to perform essentially the same services by the previous contractor or subcontractor. This bill would add employees of solid waste handling and recycling contractors and subcontractors to those provisions.</p> <p><i>Very similar to AB 350, one of our priority OPPOSE bills.</i></p>	<p><b>OPPOSE</b></p> <p><b>Letter sent 4/8</b></p> <p><b>Passed Assm. Labor &amp; Employment on 4/13 &amp; re-referred to Appropriations for 5/4 hearing</b></p>
<p><b>AB 889</b></p>	<p>Ammiano and V. Manuel Perez</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0851-0900/ab_889_bill_20110406_amended_asm_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0851-0900/ab_889_bill_20110406_amended_asm_v98.pdf</a></p> <p>Majority Vote Required</p>	<p>This bill would specially regulate the wages, hours, and working conditions of domestic work employees. The bill specifically exempts an IHSS worker but not workers who are performing the same duties outside of IHSS-approved hours.</p> <p>This bill gives a worker the right to take their employer to court for the violation of a long list of violations, provide an overtime compensation rate; require annual pay increases, paid vacation, and paid sick days; and require written notice of termination 21 days in advance.</p> <p>"Personal attendant" is covered and means a person who is involved supervision, feeding, or dressing of a child or other person who, by reason of advanced age, physical disability, or mental deficiency, needs supervision. Personal attendant includes babysitters. The status of "personal attendant" applies if no significant amount of work other than the foregoing is required.</p> <p><i>Job killer bill. The bureaucracy needed to monitor and enforce this would be huge and likely unworkable.</i></p>	<p><b>OPPOSE (Priority)</b></p> <p><b>Letter Sent 3/23/11</b></p> <p><b>Amended on 4/6</b></p> <p><b>Passed Assm. Labor &amp; Employment on 4/13 &amp; re-referred to Appropriations</b></p>

<p><b>AB 899</b></p>	<p>Yamada Bill sponsor: CAHSAH</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0851-0900/ab_899_bill_20110428_amended_asm_v97.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0851-0900/ab_899_bill_20110428_amended_asm_v97.pdf</a> 2/3 Vote Required</p>	<p>This bill would enact the Home Care Services Act of 2011 and would provide for the licensure and regulation of home care organizations, as defined, by the State Department of Social Services. The bill would impose various licensure requirements on a home care organization and would also impose a civil penalty on an individual or entity that operates a home care organization without a license and establishes the Home Care Organization Fund, in which all money in the fund is continuously appropriated to DSS for the purpose of carrying out the act.</p>	<p><b>OPPOSE</b> <b>Amended 4/28</b> <b>Passed Assm. Human Svcs. on 4/26, re-referred to Assm. Judiciary for 5/3 hearing</b></p>
<p><b>AB 1244</b></p>	<p>Chesbro</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_1201-1250/ab_1244_bill_20110414_amended_asm_v97.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_1201-1250/ab_1244_bill_20110414_amended_asm_v97.pdf</a> 2/3 Vote Required</p>	<p>Originally a place holder bill to develop a personal choice budget for people with developmental disabilities, amendments on 4/14 have outlined</p> <p>This bill would establish the Self-Determination Program to be available in every regional center catchment area to enable individuals with developmental disabilities to exercise their rights to make choices in their own lives.</p> <p><i>We can't support the bill until we see a fair, transparent and equitable funding method that does not jeopardize the welfare of consumers.</i></p>	<p><b>OPPOSE</b> <b>Amended on 4/14</b> <b>Letter sent 4/25</b> <b>Passed Assm. Human Services on 4/26, re-referred to Appropriations</b></p>
<p><b>SB 411</b></p>	<p>Price</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0401-0450/sb_411_bill_20110428_amended_sen_v96.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0401-0450/sb_411_bill_20110428_amended_sen_v96.pdf</a> Majority Vote Required</p>	<p>This bill would enact the Home Care Services Act of 2011, which would provide for the licensure and regulation of home care organizations, as defined, by the State Department of Public Health.</p> <p><i>Would restrict access to care by mandating that every long-term care worker in California be certified by the state, and would increase the cost of care by requiring home care companies to pay for the certification.</i></p>	<p><b>OPPOSE</b> <b>Amended 4/28</b> <b>Passed Sen. Health on 4/13, re-referred to Public Safety</b></p>

## Bills CDSA SUPPORTS:

<p><b>AB 171</b></p>	<p>Beall</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0151-0200/ab_171_bill_20110406_amended_asm_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0151-0200/ab_171_bill_20110406_amended_asm_v98.pdf</a></p> <p>Majority Vote Required</p>	<p>This bill would require health care service plan contracts and health insurance policies to provide coverage for the screening, diagnosis and behavioral services treatment of autism spectrum disorders. The bill would, however, provide that no benefits are required to be provided by a health benefit plan offered through the California Health Benefit Exchange that exceed the essential health benefits required under federal law. The bill would prohibit coverage from being denied for specified reasons.</p> <p><i>Cautions: Insurance mandates are tough; “medical necessity” can open the door to eliminating services.</i></p>	<p><b>SUPPORT</b></p> <p><b>Amended on 4/6</b></p> <p><b>Letter sent 4/22</b></p> <p><b>Passed Assm. Health on 4/26, re-referred to Appropriations</b></p>
<p><b>SB 743</b></p>	<p>Strickland Emmerson</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0701-0750/sb_743_bill_20110330_amended_sen_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0701-0750/sb_743_bill_20110330_amended_sen_v98.pdf</a></p> <p>2/3 Vote Required</p>	<p>This bill would transfer up to \$2,000,000,000 from the General Fund, in the form of loans, and appropriate \$2,000,000,000 from the Federal Trust Fund, to the Medical Providers Interim Payment Fund for each fiscal year in which these payments are necessary. This is a “late budget” type item and may be less critical with majority vote approval in place, but nonetheless it could be important.</p> <p><i>Allows funds to be available for payments when the legislature doesn’t pass a budget on time.</i></p>	<p><b>SUPPORT</b></p> <p><b>Amended 3/30</b></p>
<p><b>SB 453</b></p>	<p>Correa</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0451-0500/sb_453_bill_20110322_amended_sen_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0451-0500/sb_453_bill_20110322_amended_sen_v98.pdf</a></p> <p>Majority Vote Required</p>	<p>The bill is intended to better address harassment &amp; bullying in K-12 education, providing administrators new tools to better identify and deal with bullying such as:</p> <ul style="list-style-type: none"> <li>• Expanding existing law to establish a classification of “bullying with special circumstances” to identify bullying cases that violate civil rights laws providing greater consistency between CA &amp; Federal statutes.</li> <li>• Allowing schools to expel students for “chronic bullying” when efforts at remediation fail.</li> <li>• Defining bullying to include behavior motivated by any of the following actual or perceived characteristics of the victim: (A) Disability.(B) Gender.(C) Nationality.(D) Race or ethnicity.(E) Religion.(F) Sexual orientation. (G) Association with a person or group with one or more of these actual or perceived characteristics.</li> </ul>	<p><b>SUPPORT</b></p> <p><b>Letter sent 4/13</b></p>
<p><b>SCR 29</b></p>	<p>Pavley</p>	<p><a href="http://www.leginfo.ca.gov/cgi-bin/postquery?bill_number=scr_29&amp;sess=CUR&amp;house=B&amp;author=pavley">http://www.leginfo.ca.gov/cgi-bin/postquery?bill_number=scr_29&amp;sess=CUR&amp;house=B&amp;author=pavley</a></p> <p>Majority Vote Required</p>	<p>SCR 29 would designate April 2011 as California Autism Awareness Month, would affirm the Legislature’s commitment to the important issues related to autism spectrum disorders (ASDs) and includes a nod to the “work of all nonprofit organizations that are contributing to the well-being of individuals with autism and their families.”</p>	<p><b>SUPPORT</b></p> <p><b>Letter sent 4/8</b></p>

<p><b>SB 166</b></p>	<p>Steinberg</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0151-0200/sb_166_bill_20110404_amended_sen_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0151-0200/sb_166_bill_20110404_amended_sen_v98.pdf</a></p> <p>Majority Vote Required</p>	<p>This bill would require health care service plan contracts and health insurance policies to also provide coverage for behavioral intervention therapy, as defined, for pervasive developmental disorder or autism.</p>	<p><b>SUPPORT</b></p> <p><b>Letter sent 4/21/11</b></p> <p><b>Amended 4/4</b></p> <p><b>Sen. Health, further hearing to be set.</b></p>
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**CDSA is WATCHING:**

<p><b>AB 254</b></p>	<p>Beall</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0251-0300/ab_254_bill_20110203_introduced.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0251-0300/ab_254_bill_20110203_introduced.pdf</a></p>	<p>This bill would require the regional center, when developing an individual program plan for a transition age youth or working age adult, to be guided by the Employment First Policy. The bill would require the planning team, as part of the individual program plan process for working age adults, to address integrated employment opportunities, while respecting the consumer's right to choose.</p> <p><i>This bill is intended to be the "teeth" of the new employment 1st Policy.</i></p>	<p>WATCH</p>
<p><b>AB 394</b></p>	<p>Silva</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0351-0400/ab_394_bill_20110316_amended_asm_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0351-0400/ab_394_bill_20110316_amended_asm_v98.pdf</a></p> <p>Majority Vote Required</p>	<p>This bill would exempt an individual who renders services as a volunteer from wage and hour requirements applied to an employee. The bill would define the term "volunteer" for those purposes as an individual who, without promise or expectation of compensation, but solely for his or her personal purpose or pleasure, performs work for an organization that is exempt from taxation pursuant to a specified provision of federal law.</p> <p><i>Only applies to non-profits, could have potential federal conflicts.</i></p>	<p>WATCH</p> <p>Amended on 3/16</p> <p>Re-referred to Assm. Labor &amp; Employment</p>
<p><b>AB 594</b></p>	<p>Yamada</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0551-0600/ab_594_bill_20110404_amended_asm_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0551-0600/ab_594_bill_20110404_amended_asm_v98.pdf</a></p> <p>Majority Vote Required</p>	<p>The bill would establish the California Department of Adult and Aging Services in the California Health and Human Services Agency, for the purpose of maintaining individuals in their own homes, or the least restrictive homelike environments for as long as possible, by integrating services under a single agency, to establish stronger, more focused leadership for home- and community-based services for all older adults and persons with disabilities.</p>	<p>WATCH</p> <p>Amended on 4/4</p> <p>In Assm. Human Services, 1<sup>st</sup> hearing cancelled @ the request of author.</p>
<p><b>AB 862</b></p>	<p>Silva and Jeffries</p> <p>Sponsor: ResCoalition</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0851-0900/ab_862_bill_20110412_amended_asm_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_0851-0900/ab_862_bill_20110412_amended_asm_v98.pdf</a></p>	<p>This bill would enact the Regional Center Records Act, requiring Regional Centers to disclose specified information to the public, subject to certain provisions. The bill would also require the department to consult with the regional centers to develop policies and procedures to implement the act.</p> <p>The long list of disclosures (please take a look!) include the company name and principals of vendors, program designs, actual rates, vendor reviews, audits, or quality assurance reports, contracts, the number of consumers that qualify for a developmental disability waiver.</p> <p><i>Concerns about sharing proprietary info. What should or shouldn't be on the list of disclosures?</i></p>	<p>WATCH</p> <p>Amended on 4/12</p> <p>Passed by Assm. Human Services on 4/5, Re-referred to Approps on 5/4</p>

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<p><b>AB 1367</b></p>	<p>B. Berryhill</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_1351-1400/ab_1367_bill_20110218_introduced.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_1351-1400/ab_1367_bill_20110218_introduced.pdf</a></p> <p>Majority Vote Required</p>	<p>This is a placeholder bill related to surplus state property.</p> <p><i>CDSA has a position that would encourage the encumbrance of the value of closed developmental centers for the purpose of funding either services or housing costs for people in the DD field. A conversation with the author about this subject may be in order.</i></p>	<p>WATCH</p>
<p><b>AB 1375</b></p>	<p>Huber</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_1351-1400/ab_1375_bill_20110331_amended_asm_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/asm/ab_1351-1400/ab_1375_bill_20110331_amended_asm_v98.pdf</a></p> <p>Majority Vote Required</p>	<p>A spot bill to enact legislation that would promote statewide standardized guidelines, best practices, and innovative approaches for the provision of services and supports through regional centers for the evaluation and treatment of individuals with autism spectrum disorders from birth to 5 years of age.</p>	<p>WATCH</p> <p>Amended on 3/31</p> <p>In Assm. Human Services, hearing postponed by committee 4/26</p>
<p><b>SB 144</b></p>	<p>Wyland</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0101-0150/sb_144_bill_20110201_introduced.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0101-0150/sb_144_bill_20110201_introduced.pdf</a></p>	<p>A spot bill related to meal and breaks.</p> <p><i>Likely just a placeholder bill that will change significantly as the process moves on.</i></p>	<p>WATCH</p>
<p><b>New to our List:</b></p> <p><b>SB 368</b></p>	<p>Liu</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0351-0400/sb_368_bill_20110404_amended_sen_v98.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0351-0400/sb_368_bill_20110404_amended_sen_v98.pdf</a></p>	<p>This bill would authorize the court to limit the right of a parent or guardian to make decisions about developmental services and to appoint a responsible adult, or to make itself, those decisions, as specified.</p> <p>Under existing law, a minor may be adjudged a ward of the court for specified reasons. The court may limit the control to be exercised over the ward by a parent or guardian, including educational decision-making, and appoint a responsible adult, as specified, to make those decisions. This bill would extend those provisions to decisions relating to developmental services</p>	<p>WATCH</p> <p>Passed Sen. Human Services on 4/12, re-referred to Appropriations for 5/2, hearing postponed by committee</p>

<p><b>SB 382</b></p>	<p>Liu</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0351-0400/sb_382_bill_20110427_amended_sen_v97.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0351-0400/sb_382_bill_20110427_amended_sen_v97.pdf</a></p> <p>Majority Vote Required</p>	<p>This bill is designed to enhance transparency within regional centers, including making public the performance contracts between DDS and the centers, identification of support areas that need further development and strengthens protection against retaliation toward those who report wrongdoing.</p> <p><i>May need our show of support.</i></p>	<p>WATCH</p> <p>Amended 4/27</p> <p>Passed Sen. Human Services on 4/26, re-referred to Sen Judiciary for 5/3 hearing</p>
<p><b>SB 889</b></p>	<p>Emmerson</p>	<p><a href="http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0851-0900/sb_889_bill_20110218_introduced.pdf">http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0851-0900/sb_889_bill_20110218_introduced.pdf</a></p> <p>Majority Vote Required</p>	<p>A spot bill that could make changes relative to powers of the protection and advocacy agency (Disability Rights California), which is a private, nonprofit corporation charged with protecting and advocating for the rights of persons with developmental disabilities and mental disorders.</p>	<p>WATCH</p>

## Federal Legislation:

<p>Federal HR 603</p>	<p>Gregg Harper (MS-3)</p>	<p><a href="http://thomas.loc.gov/cgi-bin/query/z?c112:H.R.603">http://thomas.loc.gov/cgi-bin/query/z?c112:H.R.603</a></p>	<p>Transition toward Excellence, Achievement and Mobility (TEAM) Empowerment Act of 2011</p> <p>Amends the Developmental Disabilities Assistance and Bill of Rights Act of 2000 to direct the Secretary of Health and Human Services (HHS) to award competitive grants to states for the development and implementation of an individual transition plan (ITP) for each individual with a developmental disability in the state who is transitioning from secondary school into adulthood.</p> <ul style="list-style-type: none"> <li>• Requires ITPs to assist the developmentally disabled achieve integrated employment, postsecondary education, independent living, and community engagement.</li> <li>• Requires each grantee to establish a transition planning and services (TPS) administrative unit within its intellectual and developmental disabilities agency to develop, and assist in the implementation of, ITPs. Requires that unit to offer strategies, training, and information to the developmentally disabled and their families that facilitates their participation in the transition process.</li> <li>• States that ITPs are to: (1) apply until an individual's 26th birthday; (2) be reviewed annually and updated as needed; (3) be developed during in-person meetings that include the individual and his or her family; and (4) address the individual's needs in the areas of postsecondary education, career preparation and work-based learning, development and leadership, connecting activities, and family involvement and supports.</li> <li>• Requires the TPS administrative unit to use transition brokers to: (1) facilitate coordination among state agencies in the development of ITPs; and (2) assist the developmentally disabled, consistent with their ITPs, in navigating the complex system of supports and services available through federal and state programs.</li> </ul>	<p>WATCH</p> <p>Contacting Easter Seals to see if they have a position.</p>
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<p>Federal <b>HR 604</b></p>	<p>Gregg Harper (MS-3)</p>	<p><a href="http://thomas.loc.gov/cgi-bin/query/z?c112:H.R.604">http://thomas.loc.gov/cgi-bin/query/z?c112:H.R.604:</a></p>	<p>Transitioning towards Excellence &amp; Achievement in Mobility (TEAM) Employment Act of 2011 - To amend the Rehabilitation Act of 1973 to authorize grants for the transition of youths with significant disabilities to adulthood, and for other purposes.</p> <ul style="list-style-type: none"> <li>• The bill would amend the Rehabilitation Act to realign preferred outcomes for individuals with significant disabilities, and streamlines public funding by requiring the Vocational Rehabilitation (VR) systems to actively engage with other state entities.</li> <li>• The bill institutes the attainment of integrated employment or post-secondary education as the preferred outcome for all individuals including those with significant disabilities, directing VR programs to strive toward ensuring that all individuals with disabilities can be employed in integrated settings at the greater of minimum or competitive wages with commensurate benefits, and can pursue independent living and community participation and removing VR authority to determine an adult with significant disabilities ineligible to receive supported employment services.</li> <li>• Additionally, the bill would promote innovation and accountability through demonstration grants aimed at implementing reform strategies.</li> </ul>	<p><b>WATCH</b></p> <p>Contacting Easter Seals to see if they have a position.</p> <p><i>(Concerns about employment first language in the bill &amp; that it doesn't adequately address cases where work is not the best option for people.)</i></p>
<p>Federal <b>HR 283</b></p>	<p>Al Green (TX-9)</p>	<p><a href="http://thomas.loc.gov/cgi-bin/query/z?c112:H.R.283">http://thomas.loc.gov/cgi-bin/query/z?c112:H.R.283:</a></p>	<p>Living American Wage (LAW) Act of 2011 – A bill to amend the Fair Labor Standards Act to provide for the calculation of the minimum wage based on the Federal poverty threshold for a family of 2, as determined by the Census Bureau.</p> <p>Expresses the sense of Congress that: (1) the federal minimum wage should, as a minimum, be adjusted every four years so that a person working for it may earn an annual income at least 15% higher than the federal poverty threshold for a family of two; (2) it should be set at a level high enough to allow two full-time minimum wage workers to earn an income above the national housing wage; and (3) Congress, any of the several states, the District of Columbia, any U.S. territories or possessions, any Indian tribe, or local or state government may establish a higher minimum wage requirement than that established in this Act.</p> <p><i>Not likely to go anywhere given the Republican Congress.</i></p>	<p><b>WATCH</b></p> <p>Will talk with Rep. Kevin McCarthy on this.</p>

<p>Federal <b>HR 42</b></p>	<p>Darrell Issa (CA-49)</p>	<p><a href="http://thomas.loc.gov/cgi-bin/query/z?c112:H.R.42:">http://thomas.loc.gov/cgi-bin/query/z?c112:H.R.42:</a></p>	<p>Health Care Incentive Act - a bill to provide for a credit for certain health care benefits in determining the minimum wage.</p> <p>If enacted, the Secretary of Labor shall promulgate a rule requiring that, for any employer engaged in interstate commerce that is required by Federal or State law to pay a minimum wage at a rate that is higher than the minimum wage required by section 6(a) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)) as in effect on September 1, 1997, such employer be permitted, in accordance with regulations promulgated by the Secretary, to include the value of creditable health care benefits provided by such employer to an employee in determining the wage such employer is required to pay an employee. Such rule shall include the following:</p> <p>(1) CREDITABLE BENEFITS- The Secretary shall define the categories of health care benefits provided by an employer to employees to be considered creditable for purpose of this section, which shall include a contribution to a health savings account or similar account.</p> <p>(2) VALUATION- The Secretary shall establish a method for determining the value of such health care benefits for purposes of such credit.</p> <p>(3) REQUIRED MINIMUM VALUE- The Secretary shall determine a minimum value of such benefits that an employer shall provide to an employee in order to include any portion of such benefits as such a credit.</p> <p>(4) MINIMUM CASH WAGE NOTWITHSTANDING CREDIT- In no case shall the credit permitted by the rule promulgated under this section exceed the difference between the minimum wage under section 6(a) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)) as in effect September 1, 1997, and the wage rate otherwise applicable.</p>	<p>WATCH</p>
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