

California Legislative Update

CALIFORNIA INDIAN LAW ASSOCIATION
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Topics

- The Legislative Landscape
- Recap of 2015 Legislation
- Key Legislative Issues for 2016
- Current and Potential Tribal and Gaming Legislation in the 2016 Session

2015-16 Legislature

- 41 New Members of the Legislature in 2014 & 15
 - 14 new members of the State Senate
 - 27 new members of the State Assembly

Termining out in 2016...

- 21 Legislators Termed Out, including strong advocates:
 - Speaker Toni Atkins (D – San Diego)
 - Assembly Member Mike Gatto (D – Glendale)
 - Assembly Member Luis Alejo (D – Watsonville)
 - Assembly Member Norma Campos (D – San Jose)
 - Assembly Member Henry Perea (D – Fresno)
 - Assembly Member Roger Hernández (D – West Covina)
 - Assembly Member Das Williams (D – Santa Barbara)

Leadership Changes for 2016

Senate Republican Leader: Jean Fuller,
(R – Bakersfield), Term: 2018

Senator Fuller received her bachelor's degree in communications from Fresno State University, her master's degree in public administration from California State University, Los Angeles and her doctorate in organizational studies and educational leadership from UC, Santa Barbara. She has furthered her leadership training at Harvard, USC and Exeter College at Oxford in England. She taught for seven years and was a principal for eight years. Prior to her election to the Assembly in 2006, she was the superintendent of the Bakersfield City School District, the largest K-8 district in the state. The American Association of School Administrators named her Superintendent of the Year for California for 2004/2005. Fuller and her husband, Russell, live in Bakersfield and own a family farm.



Leadership Changes for 2016

Speaker-Elect of the State Assembly: Anthony Rendon, Ph.D. (D – Lakewood), Term: 2024

Anthony Rendon was born in LA and attended Cerritos Community College before earning his bachelor's and master's degrees from California State University, Fullerton. As a recipient of a National Endowment for the Humanities Fellowship, he earned his PhD from UC, Riverside and completed his post-doctoral work at Boston University. From 2001 to 2008, Anthony was an adjunct professor in the Political Science and Criminal Justice department at Cal State Fullerton. Rendon was the Executive Director of Plaza de la Raza Child Development Services which provides comprehensive child development, social and medical services. As Interim Executive Director of the CA League of Conservation Voters, Rendon sponsored SB 375 which was the first-in-the-nation law that gave local and state officials the tools to reduce greenhouse gas emissions.



Leadership Changes for 2016

Assembly Republican Leader: Chad Mayes (R – Yucca Valley), Term: 2026

Chad Mayes is a lifelong resident of Yucca Valley. He graduated from Liberty University. In 2002, he was elected to the Yucca Valley City Council then re-elected in 2006 and 2010. He served two terms as Mayor. Chad is a former Financial Advisor and Tax Accountant. Prior to his election to the Assembly, he served as Chief of Staff to San Bernardino County Supervisor Janice Rutherford. Chad is married to Shannon Mayes.



Senate G.O. Committee

■ **Chairman: Senator Isadore Hall, III (D), District 35 - Inglewood**

A Compton native, Senator Hall was born December 10, 1971. He graduated from University of Phoenix with a bachelors' in Business Administration and from National University with a master's in Public Administration. In 2011, he got a Masters' in Management & Leadership from USC and dual Doctorate in Theology and Religious Studies from Next Dimension Bible College. Hall is a member of the ministerial team of the Compton Double Rock Missionary Baptist Church. His political experience includes the Compton City Council and Mayor pro Tempore for Compton. He twice served as president of the Compton Unified School District Board. During this time, he successfully restored full control back to the Board from state control. While serving in the Assembly he was Chair of the Governmental Organization Committee.

■ **Vice Chairman: Senator Tom Berryhill (R), District 8 – Modesto**

Senator Tom Berryhill was born August 27, 1953 in Ceres, a small community outside of Modesto. He graduated from California Polytechnic State University, San Luis Obispo with a bachelor's degree in agriculture. As owner of Tom Berryhill Ranch and vice president of Berryhill Orchards, he is a fourth generation California farmer and a director of the California Association of Winegrape Growers. Berryhill has a long record of community activism as a member of the Modesto Chamber of Commerce, the Modesto Sunrise Rotary, the Stanislaus County Farm Bureau and the 4-H Sponsoring Committee. He chairs the Clare Berryhill Memorial Golf Tournament, which benefits University of California, Davis Cancer research. He and his wife, Loretta, have two daughters.

Senate G.O. Committee Members

- Senator Isadore Hall, III (D - Inglewood), Chair
- Senator Tom Berryhill (R - Modesto), Vice Chair
- Senator Marty Block (D – San Diego)
- Senator Ted Gaines (R - Rocklin)
- Senator Cathleen Galgiani (D - Stockton)
- Senator Steve Glazer (D-)
- Senator Ed Hernandez (D – West Covina)
- Senator Jerry Hill (D – San Mateo)
- Senator Ben Hueso (D – San Diego)
- Senator Ricardo Lara (D – Bell Gardens)
- *Senator Mike McGuire (D - Healdsburg)*
- Senator Sharon Runner (R-)
- Senator Andy Vidak (R - Hanford)

Assembly G.O. Committee

■ **Chairman: Assembly Member Adam Gray (D), District 21- Merced**

Assembly Member Adam Gray grew up in Merced in the San Joaquin Valley. He has strong agricultural roots and experience from working in his families dairy supply business when he was young. He worked in the dairy business while attending Merced Community College before continuing his education at University of California, Santa Barbara. Wanting to serve his community he worked as a Legislative Aide to then Assemblyman Dennis Cardoza to promote the Valley's agricultural interests. Adam lives in Merced with his wife, Cadee Condit Gray, where he manages a small public affairs and communications firm. They have one son.

■ **Vice Chairman: Assembly Member Eric Linder (R), District 60 – Corona**

Assembly Member Eric Linder was born October 9, 1978 and is the son of a Mexican immigrant father. For nearly 20 years he worked in real estate helping the industry to incorporate technology. As the market turned and real estate was struggling, he founded an online communications firm, eMotiv Marketing which built the websites for several Assembly Republicans. In the past Eric has also owned and operated an aircraft rental and chartering company. Eric and his wife have three children.

Assembly G.O. Committee Members

- ❑ Assemblymember Adam C. Gray (D-Merced), Chair
- ❑ Assemblymember Eric Linder (R-Corona), Vice Chair
- ❑ **Assemblymember Katcho Achadjian (R-San Luis Obispo)**
- ❑ **Assemblymember Luis. A. Alejo (D-Salinas)**
- ❑ Assemblymember Frank Bigelow (R-O'Neals)
- ❑ **Assemblymember Nora Campos (D-San Jose)**
- ❑ Assemblymember Ken Cooley (D-Rancho Cordova)
- ❑ *Assemblymember Jim Cooper (D-Elk Grove)*
- ❑ Assemblymember Tom Daly (D-Anaheim)
- ❑ Assemblymember Cristina Garcia (D-Bell Gardens)
- ❑ *Assemblymember Eduardo Garcia (D-Riverside)*
- ❑ *Assemblymember Mike A. Gipson (D-Carson)*
- ❑ **Assemblymember Roger Hernández (D-West Covina)**
- ❑ Assemblymember Reginald Byron Jones-Sawyer, Jr. (D-South Los Angeles)
- ❑ Assemblymember Marc Levine (D-San Rafael)
- ❑ *Assemblymember Chad Mayes (R-Yucca Valley)*
- ❑ **Assemblymember Henry T. Perea (D-Fresno)**
- ❑ Assemblymember Rudy Salas, Jr. (D-Bakersfield)
- ❑ *Assemblymember Marc Steinorth (R-Rancho Cucamonga)*
- ❑ Assemblymember Marie Waldron (R-Escondido)
- ❑ Assemblymember Scott Wilk (R-Santa Clarita)

2015 Legislation

Big Legislative Issues In 2015

- Medical marijuana regulation
- End-of-life option act
- The Clean Energy and Pollution Act of 2015
- Ivory ban bill
- Vaccination bill
- Water issues
- Medical scope of practice
- Two special sessions – Health/MCO Tax & Transportation

Key Legislative Issues for 2016

- Tax issues: Prop. 30 extension, MCO tax, tobacco taxes, distilled spirits, sugar sweetened beverages, Prop. 13
- Transportation infrastructure
- Water issues
- Gun control
- Drones
- Cap and trade spending

Recap of 2015 Legislative Session – Tribal and Gaming-Related Bills

- AB 30 (Alejo) - Establishes the Racial Mascots Act, which prohibits public schools from using the term Redskins as a school or athletic team name, mascot, or nickname, subject to specified exceptions.
- AB 163 (Williams) - American Indian Language Credential. The bill requires the California Commission on Teacher Credentialing to issue an American Indian language-culture credential upon the recommendation of a federally recognized tribal government in California if a candidate meets certain requirements.
- SB 549 (Hall) - Authorizes a major league sports raffle at a home game conducted by an eligible organization supporting specified beneficial or charitable purposes in the State. Authorizes an electronic device to sell tickets. Requires disclosure of what organization the raffle is being conducted. Requires the organization conducted the raffle and manufacturer supplying products or services for the raffle to be registered with the Department of Justice. Requires specified reports annually to the Department.

Compacts ratified in 2015

- AB 475 (Bigelow) - Jackson Rancheria Band of Miwuk Indians
- AB 315 (Bigelow) - United Auburn Indian Community
- AB 1540 (Gray) - Santa Ynez Band of Chumash Indians
- AB 795 (Atkins) - Sycuan Band of Kumeyaay Indians

Pending Tribal and Gaming Legislation for 2016

- AB 9 (Gatto) - Creates the Internet Poker Consumer Protection Act of 2015. Establishes the framework to authorize intrastate Internet poker. Authorizes eligible entities to apply for a nontransferable license. Relates to license renewable. Provides unlawful actions regarding the aggregating of computers. Provides violations are a misdemeanor. Requires the adoption of related regulations. Creates a related fund for placement of license fees. Requires employee work permits. Relates to tribal participation.
- AB 167 (Jones-Sawyer) - Enacts the Internet Poker Consumer Protection Act of 2015. Establishes a framework to authorize intrastate Internet poker. Authorizes eligible entities to apply for a license to operate an authorized poker Web site offering the play of authorized Internet poker games to registered players within the State. Provides violations are felonies and establishes an enforcement fund. Authorizes violation civil suits. Provides an application process and fees. Establishes a tribal gaming regulatory authority.

Pending Tribal and Gaming Legislation for 2016

- AB 373 (Medina) - Requires each police chief, county sheriff, or other head of a law enforcement agency to assess his or her jurisdiction to determine if any Indian tribal lands lie within the jurisdiction. Ensures that those peace officers employed by the agency who work in, or adjacent to, Indian tribal lands, or who may be responsible for responding to calls for service on, or adjacent to, tribal lands, complete a course that includes a review of specified existing law.
- AB 431 (Gray) - Declares the Legislature's intent regarding the authorization of Internet poker within the borders of the State. Requires the Legislature to include consumer protection in any such poker framework that may be adopted by the Legislature to authorize such poker in the State, to ensure that framework provides a fair share of revenue for the State, and to include strict standards in that framework to ensure that such poker games are fair. Makes related legislative findings and declaration.

Pending Tribal and Gaming Legislation for 2016

- AB 701 (Garcia) - The bill would allow a person or entity with a financial interest in a gambling establishment outside of California, but within the United States, to hold a California Gambling license.
- AB 1437 (Gray) - Enacts the Internet Fantasy Sports Game Consumer Protection Act. Requires obtaining a license prior to offering an Internet Fantasy sports game for play in the State. Requires making sure each player is eligible and the setting up of data security standards. Provides a civil penalty for violations. Requires an annual regulatory fee for license oversight, consumer protection, and regulation. Requires a one-time license fee and a quarterly gross income-related fee. Makes proprietary information confidential.

Pending Tribal and Gaming Legislation for 2016

- AB 1507 (Hernandez) - Requires every police chief, county sheriff, or other head of a law enforcement agency to assess his or her jurisdiction to determine if an Indian tribal lands lie within the jurisdiction. Requires each such agency head to, if their jurisdictions include such lands, to ensure that peace officers employed by such agency complete a course regarding a specified public law that authorizes the State to exercise jurisdiction over offenses committed by or against Indians in the the areas of Indian country.
- SB 278 (Hall) - Authorizes the operation of an Internet poker Web site within the borders of the State. Requires the Gambling Control Commission to promulgate regulations for intrastate Internet poker. Requires those regulations to include, but not be limited to, a licensing process for an individual or entity to become an operator of an Internet poker Web site and rules for the operation of an Internet poker Web site.

Other Potential 2016 Issues

- Ratification of '99 Compact extensions?
- Funding and/or implementation of AB 52, Sacred Sites?
- More Fantasy Sports Regulatory Bills
- Legislation to address gray-area gaming by card rooms

Thank you