

# California Legislative Update

CALIFORNIA INDIAN LAW ASSOCIATION  
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# Topics

- The Legislative Landscape
- Recap of 2017 Legislation
- Key Legislative Issues for 2018
- Current and Potential Tribal and Gaming Legislation in the 2018 Session

# 2017 Legislature: State Senate

- Nine new members of the State Senate in 2017-18
  - Bill Dodd (D - Napa)
  - Nancy Skinner (D – Berkeley)
  - Scott Wiener (D – San Francisco)
  - Scott Wilk (R – Lancaster)
  - Anthony Portantino (D – La Cañada Flintridge)
  - Henry Stern (D – Canoga Park)
  - Josh Newman (D – Fullerton)
  - Steve Bradford (D – Compton)
  - Toni Atkins (D – San Diego)

# 2017-18 Legislature: State Assembly

## ■ 22 new members

- Dante Acosta (R – Santa Clarita)
- Cecilia Aguiar-Curry (D – Winters)
- Marc Berman (D – Palo Alto)
- Raul Bocanegra (D – San Fernando)
- Anna Caballero (D – Salinas)
- Sabrina Cervantes (D – Riverside)
- Phillip Chen (R – Diamond Bar)
- Steven Choi, Ph.D. (R – Irvine)
- Jordan Cunningham (R – Templeton)
- Heath Flora (R – Ripon)
- Vince Fong (R – Bakersfield)
- Laura Friedman (D – Glendale)
- Todd Gloria (D – San Diego)
- Tim Grayson (D – Concord)
- Ash Kalra (D – San Jose)
- Kevin Kiley (R – Rocklin)
- Monique Limón (D – Goleta)
- Al Muratsuchi (D – Manhattan Beach)
- Eloise Gómez Reyes (D – Colton)
- Blanca E. Rubio (D – Baldwin Park)
- Sharon Quirk-Silva (D – Fullerton)
- Randy Voepel (R – Santee)

# Terming out in 2018...

- 7 Legislators Termed Out:
  - Senator Joel Anderson (R – Alpine)
  - Senator Tom Berryhill (R – Modesto)
  - Assembly Member Anna Caballero (D – Salinas)
  - Senator Anthony J. Cannella (R – Ceres)
  - Senate President pro tem Kevin de León (D – Los Angeles)
  - Senator Jean Fuller (R – Bakersfield)
  - Senator Ed Hernandez O.D. (D – Azusa)

# Leadership Changes for 2017

## Attorney General: Xavier Becerra (D), Term: 2026

Xavier Becerra was born in Sacramento. He received his bachelor's degree in economics from Stanford University in 1980, becoming the first person in his family to graduate from college. He received his J.D. from Stanford Law School in 1984. Becerra worked as a lawyer at the Legal Assistance Corporation of central Massachusetts before returning to California in 1986 to work as an administrative assistant for state senator Art Torres. He served as a deputy attorney general in the California Department of Justice before elected to the State Assembly, where he served on term from 1990-92. Becerra was elected to the U.S. House of Representatives in 1992 and he served until being appointed Attorney General by Governor Jerry Brown. Becerra is married to Carolina and has three children.



# Vacancy: 34<sup>th</sup> Congressional District

California State Assembly: 51<sup>st</sup> District (Los Angeles)

Jimmy Gomez was elected to succeed Xavier Becerra in the United States House of Representatives for California's 34<sup>th</sup> congressional district.

California's 51<sup>st</sup> Assembly District includes Northeast Los Angeles and unincorporated East Los Angeles. There are 13 candidates who have filed their nomination papers with the Secretary of State.



# Vacancy: 51<sup>st</sup> Assembly District

## Wendy Carrillo (D), Candidate for 51<sup>st</sup> Assembly District

Wendy Carrillo is a civic and labor activist and journalist from Boyle Heights. She started her career on Power 106 where she hosted and produced the radio show, "Knowledge is Power." Carrillo is considered a leader within the Hispanic community, being invited to participate in the first ever White House Hispanic Policy Conference. While never holding political office before, she previously ran for the 34<sup>th</sup> Congressional District, a seat vacated by Attorney General Xavier Becerra. Carrillo was born in El Salvador and brought to the U.S. illegally by her parents as a child. She became a citizen on her twenty-first birthday. She received her bachelor's degree from Cal State Los Angeles and master's degree from the University of Southern California.





# Leadership 2017

Senate pro tem Democratic Leader: Kevin de León, (D – Los Angeles), Term: 2018

Kevin de León was born in Logan Heights. He is the youngest of three children from a immigrant, single-parent family. He was the first in his family to graduate from high school. He attended the University of California, Santa Barbara and graduated with honors from Pitzer College at the Claremont Colleges. Senator de León began his career at One Stop Immigration and Educational Center where he taught English, Civics and U.S. History to undocumented immigrants. He also worked as a senior associate for the National Education Association in Washington, D.C. and California Teachers Association. He lives in Los Angeles with his daughter.



# Leadership Changes in 2017

Senate Republican Leader: Patricia Bates, (R – Laguna Niguel), Term: 2022

Senator Bates received her bachelor's degree in psychology from Occidental College. Patricia began her career as a social caseworker. In 1973, she and her husband established the family architecture practice. Bates led the fight to form the City of Laguna Niguel and was elected the City's first Mayor. She served on the City Council until her election to the State Assembly in 1998, where she served until 2004. In 2006, she was elected to the Orange County Board of Supervisors where she served until her election to the Senate in 2014. Bates and her husband, John, have two children and four grandchildren.



# Leadership 2017

Assembly Speaker: Anthony Rendon, (D - Lakewood), Term: 2024

Anthony Rendon was born in Los Angeles 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 Ph.D. from the University of California, Riverside and completed his post-doctoral work at Boston University. From 2001-08, Rendon was an adjunct professor at Cal State Fullerton. He was also the Executive Director of Plaza de la Raza Child Development Services. As Interim Executive Director of the CA League of Conservative Voters, Rendon sponsored SB 375 which was the first-in-the-nation law that gave public officials the tools to reduce greenhouse gases.



# Leadership Changes for 2017

Assembly Republican  
Leader: Brian Dahle (R –  
Bieber), Term: 2024

Brian Dahle is a third generation farmer from Lassen County where he owns the family homestead with his wife, Megan. In addition to farming more than 2,000 acres, they operate and manage Big Valley Seed and Big Valley Nursery. In 1996, Dahle was elected to the Lassen County Board of Supervisors, where he served for four years. Then Governor Schwarzenegger, appointed him to the CA Sierra Nevada Conservancy. Dahle's wife serves on the Big Valley Joint Unified School Board. They live in Bieber with their two sons and daughter.



# Senate G.O. Committee

## ■ **Chairman: Senator Bill Dodd (D), District 3 – Napa**

A Napa County native, Senator Dodd was born June 10, 1956. He graduated from California State University, Chico with a bachelor's degree in business management. Dodd owned and operated one of the largest Culligan Water franchises in California. He was elected to the Napa County Board of Supervisors in 2002. He served as a Supervisor until his election to the Assembly in 2014. While in the Assembly, he was Chair of the Agriculture Committee. Dodd founded the Wolfe Center, a youth drug and alcohol rehabilitation center and was founding director of the Napa County Children's Health Initiative. Dodd and his wife, Mary, have five adult children and four grandchildren.

## ■ **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

- Bill Dodd (D – Napa), Chair
- Tom Berryhill (R – Modesto), Vice Chair
- Steven Bradford (D – Gardena)
- Anthony Cannella (R – Ceres)
- Ted Gaines (R – El Dorado Hills)
- Cathleen Galgiani (D – Stockton)
- Steven M. Glazer (D – Orinda)
- Jerry Hill (D – San Mateo)
- Ben Hueso (D – San Diego)
- Ricardo Lara (D – Bell Gardens)
- Tony Mendoza (D – Artesia)
- Anthony J. Portantino (D – La Cañada Flintridge)
- Andy Vidak (R – Hanford)

# Assembly G.O. Committee

## ■ **Chairman: Assembly Member Adam C. 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 Frank Bigelow (R), District 5 – O'Neals**

An O'Neals native, Assembly Member Frank Bigelow was born July 22, 1954. Bigelow was elected to the Madera County Board of Supervisors in 1999. He began working for the family owned Ponderosa Telephone in 1973, where he worked his way up to Vice President. He remains active in the family's cattle ranch, Bigelow Farms. Fire safety has always been important to Bigelow and he has been a volunteer fire fighter for 39 years. Bigelow and his wife, Barbara, who is on the Chawanakee Unified School District Board of Trustees, live in O'Neals. They have three children and two grandchildren.

# Assembly G.O. Committee Members

- ❑ Adam C. Gray (D-Merced), Chair
- ❑ Frank Bigelow (R-O'Neals), Vice Chair
- ❑ Dante Acosta (R-Santa Clarita)
- ❑ Cecilia M. Aguiar-Curry (D-Winters)
- ❑ Raul Bocanegra (D-San Fernando)
- ❑ Rob Bonta (D-Alameda)
- ❑ Ken Cooley (D-Rancho Cordova)
- ❑ Jim Cooper (D-Elk Grove)
- ❑ Tom F. Daly (D-Anaheim)
- ❑ James M. Gallagher (R-Yuba City)
- ❑ Eduardo Garcia (D-Coachella)
- ❑ Mike A. Gipson (D-Carson)
- ❑ Todd Gloria (D-San Diego)
- ❑ Reginald Byron Jones-Sawyer, Sr. (D-Los Angeles)
- ❑ Marc B. Levine (D-Marin County)
- ❑ Evan Low (D-Campbell)
- ❑ Chad J. Mayes (R-Yucca Valley)
- ❑ Blanca E. Rubio (D-Baldwin Park)
- ❑ Rudy Salas, Jr. (D-Bakersfield)
- ❑ Marc Steinorth (R-Rancho Cucamonga)
- ❑ Marie Waldron (R-Escondido)



# 2017 Legislation

# California “leading the resistance”

*“In California, we have moved forward progressive policies that have really benefited our state, and we will defend those policies against a Trump Administration. If there’s any attempt to undermine, to weaken, our policies, we will defend them.”*

-State Senator Kevin de León, December 1, 2016

*“We must be defiant whenever justice, fairness and righteousness require. Californians do not need healing. We need to fight.”*

-Assembly Member Anthony Rendon, December 9, 2016

*“With the upcoming change in administrations, we expect that there will be extraordinary challenges for California in the uncertain times ahead. [We vow to protect] California's economy and our sensible policies on climate change, health care, civil rights, and immigration.”*

-California state leaders, January 4, 2017

# Macro Legislative Issues In 2017

- Housing crises
- Illegal immigration
- Sanctuary state
- Gas tax
- Healthcare
  - Universal healthcare
  - Drug price transparency
- Cap-and-Trade
- Free Community College Tuition

# Recap of 2017 Legislative Session – Tribal and Gaming-Related Bills

- AB 233 (Gloria) - Grants pupils the right to wear religious, ceremonial, or cultural adornments at school graduation ceremonies
- AB 738 (Limon) – SIGNED - Requires the Instructional Quality Commission to develop and State Board of Education to adopt, modify, or revise a model curriculum in Native American studies
- SB 289 (McGuire) – VETOED - Excludes from gross income the earned income of an eligible taxpayer that is derived from sources within Indian country

# Compacts ratified in 2017

- AB 174 (Bigelow) – United Auburn Indian Community
- AB 253 (Bigelow) – Tuolumne Band of Me-Wuk Indians
- AB 1378 (Gray) – San Manuel Band of Mission Indians
- AB 1606 (Cooper) – Wilton Rancheria
- SB 585 (McGuire) – Dry Creek Rancheria Band of Pomo Indians
- SB 626 (Dodd) – Federated Indians of Graton Rancheria

# Pending Tribal and Gaming Legislation for 2018

- ACA 18 (Gray) - Authorizes the Legislature to permit sports wagering only if a change in federal law occurs.
- AB 779 (Burke) - Modifies definitions establishing certain classifications for gaming employees and specific requirements for their licenses. Prohibits the Commission from issuing a gambling license before completing the background screening.
- AB 880 (Gray) - Requires the California Gambling Control Commission to administer the fiscal operations of the Tribal Nation Grant Fund (TNGF). Requires the Commission to allocate and disburse the funds to one or more eligible nongaming and limited gaming tribes.

# Pending Tribal and Gaming Legislation for 2018

- AB 924 (Bonta) - Requires the tribe to establish a cannabis regulatory commission if commercial cannabis activity will be done on Indian country. Exempts the tribe from state cultivation or sales tax related to commercial cannabis activity if the tribe imposes an equivalent tax.
- AB 1168 (Gipson) - Extends an existing law which prohibits the amendment of ordinances authorizing legal gaming.
- SB 378 (Portantino) - Authorizes the Department of Alcoholic Beverage Control to temporarily suspend or condition any alcohol license when, in the opinion of the department, deemed necessary.
- SB 619 (Bradford) - Allows a business that is not a lottery game retailer to purchase lottery tickets from an authorized retailer on behalf of individuals or groups.

# Potential Tribal Legislative Issues for 2018

- More compact amendments
- Tribal Nation Grant Fund (TNGF)
- Sports Betting
- Daily Fantasy Sports (DFS)
- Card room legislation
- Internet poker
- Marine protected areas



# Macro Legislative Issues for 2018

- ▣ Healthcare
- ▣ Water
- ▣ Liability issues
- ▣ Clean air
- ▣ Education reform
- ▣ Overhaul of the bail system

\*Governor Brown's last year

Thank you