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SANDRÉ SWANSON

DEMOCRAT **STATE SENATE** 9TH DISTRICT

LEGISLATIVE ACCOMPLISHMENTS

SANDRÉ SWANSON • CALIFORNIA STATE ASSEMBLY 2006-2012



OUR COMMUNITY has a rich history of progressive politics and electing great community leaders that put the interest of the public first. Progressive champions like Congresswoman **Barbara Lee**, Senator **Loni Hancock**,

Assemblymember **Rob Bonta** and Assemblymember **Tony Thurmond**. These leaders help the East Bay remain the progressive conscience of California. All of these Legislators currently represent the people of this district and have joined with the current State Senate President **Kevin de León** in asking us to vote for Sandré R. Swanson for Senate.

The record shows, that as Chair of the Labor and Employment Committee, Sandré never compromised his principles during the hard fights and he sponsored laws that improved the quality of life in our community. Sandré sponsored laws for workplace safety and wage protection. He led efforts to protect your pensions,

retirement security and has always supported our ongoing equal pay for equal work campaign. That is why the **Teamsters**, **SEIU**, and **AFSCME** working families have endorsed his campaign.

As a Member of the Assembly Budget Committee on Education Finance, Sandré worked hard to make education California's top budgetary priority. Keeping his promise his first bill on his very first day in the Assembly was to return local control of Oakland schools from State control to the parents, teachers and students of Oakland.

As a Member of the budget committee Sandré was a consistent voice for more funding for our State colleges and remains committed to free community college and real student loan debt relief.

During California's budget debates Sandré was at times the lone voice in the fight against the suspensions of Proposition 98 guarantees for school and classroom funding. That is why the **California Teachers Association** (CTA) and **The California School Employees Association** (CSEA) have given Sandré their exclusive endorsement for State Senate.

www.SandreSwanson.org

Sandré was a leader in the fight to keep redevelopment programs for affordable and Senior housing because we are in a housing affordability crisis. He has also sponsored laws to reduce neighborhood crime for the safety of our children and entire community. His Assembly office maintained the best Constituent Service in the East Bay for those in need of help with the State bureaucracy.

Sandré led the fight to keep the “Healthy Family Program” that provided healthcare for 740,000 poor children, supported community clinics and was a champion for accessible and quality health care for all the people of our State. That is why the **California Nurses Association** (CNA) and the **Union of American Physicians and Dentists** have endorsed him for the California Senate.

Sandré sponsored legislation for a healthy and safe environment while working for sustainable jobs with a living wage. He conducted hearings at the Port of Oakland on reducing truck emission to protect children and seniors with asthma and to reduce the greenhouse gas footprint. Sandré has made it possible for qualifying homeowners in his district to make affordable seismic safety upgrades to their homes for protection before the next large earthquake. Our first responders, the **Oakland and Alameda Firefighters** have also endorsed Sandré for the Senate. Sandré was a leading voice in the legislature with the “Stop The Spray” movement protecting our children from pesticide spraying near schools. He sponsored laws to stop illegal dumping and supported green jobs. Sandré has worked over a number of years on conservation for our bay and supported efforts to rebuild California’s wetlands.

Sandré led the State’s efforts to rescue our children from Human Traffickers—some children as young as



Hon. Sandré R. Swanson, California State Assembly, 2006- 2012

12 years old and he increased funding for wrap-around services for our most at risk-youth.

During the budget battles of the recession, he challenged those in leadership, who demanded we gut the social safety net for the poor, the disabled, seniors and children. Sandré stood up against their threats and fought to protect this important funding. He supported small business loans in underserved communities to increase employment opportunities and has been an advocate for Equal Rights and Civil Right for everyone.

Thank you for reviewing some of Sandré Swanson’s very important legislative accomplishments and his bills that are now California law.

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Sandr  Swanson Led the Effort in the Legislature to Rescue Our Children from Human Traffickers

Assembly Bill 499: Sexually Exploited Minors (SEMS)

This bill will change the treatment of underage prostitutes from criminals to victims of sexual exploitation, and implement a pilot program to increase coordination between government, law enforcement and child advocates, thereby helping Sexually Exploited Minors escape the cycle of abuse and exploitation.

Signed by Governor Schwarzenegger on September 27 Chaptered by Secretary of State –Chapter 359, Statutes of 2008.

Assembly Bill 17: The Human Trafficking Accountability Act

Increases up to \$20,000 the fine against a person convicted of pimping, pandering, or procurement of a minor and directs half of these funds to community-based organizations



Susana Bates, SF Chronicle

that serve underage victims of sexual exploitation and human trafficking. AB 17 would also categorize these crimes as “criminal profiteering activity,” which could force those convicted of human trafficking to forfeit assets connected to those crimes.

The Human Trafficking Accountability Act would take an important step in recognizing that the fight to end the commercial sexual exploitation of children must start with

increasing penalties against the “Johns” that keep this ugly, clandestine business alive.

Signed by Governor Schwarzenegger on October 11 Chaptered by Secretary of State –Chapter 211, Statutes of 2009.

Assembly Bill 90: Criminal Profiteering Asset Forfeiture Act

AB 90 expands the types of human trafficking crimes subject to criminal profiteering asset forfeiture laws. Specifically, it provides that any case in which the defendant persuaded, induced, coerced or forced a minor to engage in a commercial sex act can be the basis of criminal profiteering asset forfeiture. AB 90 recognizes psychological coercion within the context of asset forfeiture, and makes the resulting funds available for minor victims of human trafficking through the Victim-Witness Assistance Fund.

Signed by Governor Brown on October 4 Chaptered by Secretary of State –Chapter 457, Statutes of 2011.



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Assembly Bill 12: The Abolition of Child Commerce, Exploitation, and Sexual Slavery Act

The commercial exploitation of minors is exploding in low-income communities and communities of color. The Abolition of Child Commerce, Exploitation, and Sexual Slavery Act (ACCESS Act) increases the fine to a maximum of \$25,000 against a person procuring a minor for sex and directs those fines to organizations that help victims transition to a healthy and safe lifestyle.

*Signed by Governor Brown on July 11.
Chapered by Secretary of State –Chapter 75,
Statutes of 2011.*

Assembly Bill 764: Voluntary Tax Contributions for Exploited Minors

AB 764 would add a new donation box to the state income tax form that would allow taxpayers to voluntarily donate to programs that provide assistance to child victims of commercial



sexual exploitation. Young trafficking victims suffer from significant physical and mental health problems, including post-traumatic stress disorder, depression, and trauma bonding, resulting from displacement and abuse. AB 764 will help fund programs providing vital support services.

*Signed by Governor Brown on October 4.
Chapered by Secretary of State –Chapter 465,
Statutes of 2011.*

Assembly Bill 799: Alameda County Diversion Program

AB 799 extended and expanded a successful diversion program for commercially sexually exploited minors in Alameda County. Rather than cycling child “prostitutes” through the criminal justice system, the program provides law enforcement with tools to identify exploited minors and provide them with extensive wrap-around services to address their physical and mental health needs.

*Signed by Governor Brown on June 29, 2011
- July 1, 2011. Chapered by Secretary of State
–Chapter 51, Statutes of 2011.*

Sandr  Swanson Sponsored Major Social Justice Law to Restore Community Confidence

Assembly Bill 1586: Bay Area Rapid Transit (BART) Public Safety and Accountability Act (Oscar Grant III)

The BART Accountability Act authorizes BART to establish a Citizens Review Board and an Office of Independent Police Auditor to investigate complaints of misconduct filed by members of the public against BART police officers. This Act is a result of months of negotiations with community leaders and the BART board following the tragic killing of young

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Oscar Grant, III by a BART police officer on New Year's Day 2009. AB 1586 has been critical in rebuilding community confidence in BART and its officers.

Assemblymember Swanson's bill is the first Citizen Review Board and independent Police Auditor process in our State for a mass transit system.

Signed by Governor Schwarzenegger on July 15. Chaptered by Secretary of State –Chapter 78, Statutes of 2009.

Sandr  Swanson Has a History of Supporting Our Environment and Creating Green Jobs

Assembly Concurrent Resolution 77: Implementing The California Global Warming Solutions Act of 2006

This resolution urges the Air Resources Board to meet the statutory requirements of the California Global Warming Solutions Act of 2006 by ensuring that its analysis of specified emission reduction measures include prescribed components.

Resolved by the Assembly of the State of California, the Senate thereof concurring, that the Legislature of California joins California's workers and their families in urging the State Air Resources Board to meet the statutory require-



ments of the act for the preparation of the best available economic analysis by ensuring that its analysis of the emission reduction measures as proposed in the scoping plan and related rulemaking includes the following:

- (a) An analysis of the projected employment impacts of the proposed measures by sector in each of the years leading up to 2020 and beyond that specifies, in particular, the potential for green collar jobs to be located in California or outside California.
- (b) Identification of the types of jobs that will be created in California, the industry sectors for which the jobs will be created, and the wage and benefit levels expected for those workers.
- (c) Identification of the types of jobs that may be lost in California and the industry sectors in which the jobs may be lost.
- (d) A plan for providing California workers with a training program for new green technology jobs that are different from the traditional jobs in energy, transportation, and construction; and be it further

Resolved, that the Chief Clerk of the Assembly transmit copies of this resolution to the State Air Resources Board and to the author for appropriate distribution.

Signed by Governor Schwarzenegger on September 23. Chaptered by Secretary of State –Chapter 109, Statutes of 2009.

Assembly Bill 1980: Peralta College Transportation Accessibility Act

Many students in the Peralta Community College District depend on public transit to get from work to class to home. This bill will allow students to approve a low fee on the entire student body to fund low-cost bus and BART passes that could save students up to \$1,300 per year and increase the use of public transportation.

Signed by Governor Schwarzenegger on July 18. Chaptered by Secretary of State –Chapter 145, Statutes of 2008.

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Assembly Bill 184: Seismic Safety Financing Act

Seismic Safety is a serious ongoing concern in California. Studies show that 26,000 of the 163,000 housing units in Oakland would be left uninhabitable after the next large earthquake if seismic safety upgrades were not installed. AB 184 provides a financing option to homeowners who wish to make seismic improvements to their homes, removing much of the upfront expense.

Signed by Governor Brown on June 18. Chaptered by Secretary of State on June 20 Chapter 28, Statutes of 2011.

Assembly Bill 801: Illegal Dumping Enforcement- keeping Communities Clean

AB 801, Illegal dumping enforcement officers and code enforcement officers. An act to amend Section 830.7 of the Penal Code, relating to law enforcement officers.

Existing law defines “code enforcement officer” to mean specified persons employed by any governmental subdivision, public or quasi-public corporation, public agency, public service corporation, any town, city, county, or municipal corporation, whether incorporated or chartered, who have enforcement authority for health, safety, and welfare requirements, and whose duties include enforcement of any statute, rules, regulations, or standards, and who are authorized to issue citations, or file formal complaints. The term also refers to any person who is employed by the Department of Housing and Community Development who has enforcement authority for health, safety, and welfare requirements relating to housing, as specified.

Signed by Governor Brown September 13, 2012. Chaptered by Secretary of State—Chapter 298, Statutes of 2012.

*Sandr  Swanson Supported
“Health Care as a Right,”
Advocated for Patient Care Laws
and Accessible Health Care*

Assembly Bill 1136: Patient and Health Care Worker Safety

AB 1136 requires general acute care hospitals to maintain trained lift teams to handle patient lifts, repositioning, and transfers. The bill protects workers from disciplinary action if they choose not to lift a patient because of safety concerns. AB 1136 also provides hospitals with flexibility to establish safe patient policies reflective of their unique needs and allows hospitals to train existing staff as lift team members to avoid the cost of hiring new employees.

Over 12 percent of the nursing workforce leaves the occupation each year due to back injuries. California’s nursing workforce is aging at the same time patient acuity and obesity is rising. It is imperative that we protect our registered nurses and other health care workers from injury, and provide patients with safe and appropriate care.

*Signed by Governor Brown on October 7.
Chaptered by Secretary of State—Chapter 554,
Statutes of 2011.*

Assembly Bill 410 Equal Access to Public Information for the Visually Impaired Act

AB 410 requires state departments and agencies that issue regulations particularly relevant to the blind and visually impaired to provide the regulations in a format that can be accurately interpreted by the reading software used by the blind and visually impaired. Blind and visually impaired persons are blocked from participating in the democratic process because the

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reading software they use is unable to interpret the regulations that departments make available to the public. AB 410 empowers persons who are blind or who have severely impaired vision to, like their sighted counterparts, participate in the regulation process.

*Signed by Governor Brown on October 5.
Chapered by Secretary of State – on October 6
Chapter 495, Statutes of 2011.*

Assembly Joint Resolution 11: In-Home Supportive Services

This measure would encourage the State to ensure that the In-Home Supportive Services (IHSS) Plus Waiver is renewed and protected, preserving the continuum of care that thousands of aged, blind, and disabled Californians depend on every day to sustain their independence and maintain their dignity.

Signed by Governor Schwarzenegger on August 29. Chapered by Secretary of State –Chapter 108, Statutes of 2008.

Assembly Concurrent Resolution 99: Pay Equity For School Nurses

ACR - 99 urges school districts to take the necessary steps to increase school nurse salaries to a level comparable to those received by nurses employed in hospitals and clinics. Such nurses make on average about \$20,000 more per year than their counterparts working in schools.

*Signed by Governor Schwarzenegger on July 23.
Chapered by Secretary of State –Chapter 93,
Statutes of 2008.*

Assembly Joint Resolution 17: HIV/AIDS Health Disparities

This resolution urges the President of the United States, the United States Congress, and the

United States Secretary of Health and Human Services to take specified actions in regard to health disparities, particularly as they relate to HIV/AIDS funding.

Signed by Governor Schwarzenegger on October 11. Chapered by Secretary of State –Chapter 211, Statutes of 2009.

Sandr  Swanson Supported Laws Protecting the Right to Vote

Assembly Bill 1357: Online Voter Registration

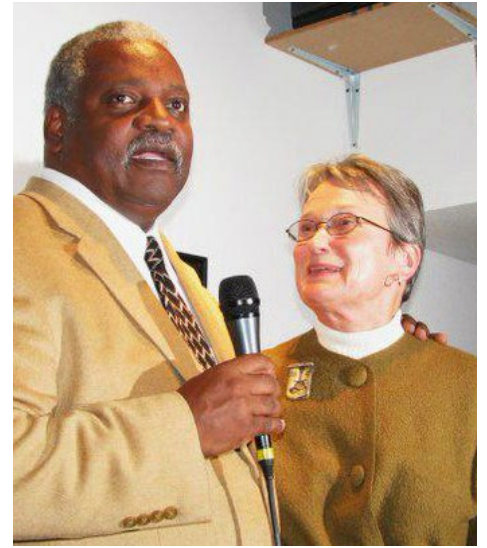
AB 1357 increases voter registration opportunities by authorizing counties to provide voter registration forms on their government websites. The online federal form currently provided by the Secretary of State is missing critical information that is required under California law, including place of birth and the permanent vote by mail request box. AB 1357 strengthens the registration process by reducing unnecessary burdens on county election officials and expanding public access to voter registration.

*Signed by Governor Brown on August 8.
Chapered by Secretary of State –Chapter 192,
Statutes of 2011.*

Assembly Bill 1440: Provisional Ballots for Emergency Workers

AB 1440 ensures the integrity of California's democratic process during a Governor's declared state of emergency. AB 1440 would require county election officials to issue provisional ballots to fire fighters, police officers, and other emergency personnel whose duties require them to be outside of their home county on Election Day.

The fundamental right to vote should never be



compromised by an emergency responder's call to duty.

Signed by Governor Schwarzenegger on October 11 Chapered by Secretary of State –Chapter 395, Statutes of 2009

Assembly Bill 216: Voter Residency Confirmation— Protecting Against the Purging of Voters

AB 216, Swanson. Voters: residency confirmation. Amending Election Code. Existing law requires the county elections official to conduct a preelection residence confirmation procedure by mailing a specified non-forwardable postcard to each registered voter of the county by the 90th day immediately prior to the direct primary election. This bill would permit a county elections official, in lieu of mailing a residency confirmation postcard, to contract with a consumer credit reporting agency or its licensees to obtain change-of-address data. If the county elections official contracts with a consumer credit reporting agency or its licensees, this bill would require the county elections official, based on the change-of-address information received, to send a specified forwardable notice

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to the registered voter to enable the voter to verify or correct the address information. If the voter responds to the forwardable notice, or otherwise verifies in writing his or her new residence address, this bill would require the county elections official, as appropriate, to correct or cancel the voter's registration.

*Signed by Governor Brown September 24, 2012.
Chapered by Secretary of State—Chapter 495,
Statutes of 2012.*

***As Chair of the Labor Committee,
Sandré Swanson Sponsored Laws
Protecting the Middle Class by
Advocating for Sustainable Jobs***

Assembly Bill 469: Civil Penalties for Wage Theft

AB 469 established new misdemeanor penalties for employers who steal worker wages. The bill also requires employers to provide workers, at the time of hire, with a written disclosure of

basic terms of employment, such as rate and date of pay. Recent studies show that \$26.2 million per week is stolen from an estimated 650,000 low-wage workers in Los Angeles as a result of employment and labor law violations. AB 469 punishes employers who foster the underground economy.

*Signed by Governor Brown on October 9.
Chapered by Secretary of State—Chapter 655,
Statutes of 2011.*

Assembly Bill 1666 : Whistleblower Hotlines For Local Government Employees

Waste, fraud, and abuse cost local governments an estimated 7 percent of their budgets each year. AB 1666 permits local government, auditors, and controllers to establish and maintain a whistleblower hotline to receive calls from persons who have information regarding waste, fraud, or abuse.

*Signed by Governor Schwarzenegger on July 15.
Chapered by Secretary of State—Chapter 80,
Statutes of 2009.*

Assembly Bill 1396: Fair Pay for Commissioned Employees

AB 1396 requires all employers who have employees performing services in California involving “pay on a commission basis” put the commission agreement in a writing that sets forth how commissions will be computed and paid. The employer must give a signed copy of the contract to the employee and retain the employee's signed receipt of the contract. In the event the contract by its terms expires but the parties nevertheless continue to work under the expired contract, its terms are presumed to remain in full force and effect until the contract is expressly superseded by a new contract or the employment relationship is terminated.

*Signed by Governor Brown on October 7.
Chapered by Secretary of State—Chapter 556,
Statutes of 2011.*

Assembly Bill 236: Carwash Worker Law

Extends the sunset date on the Carwash Worker Law, the statutory enforcement program regulating the employment practices of car washes, until 2014. AB 236 would require all car washes to register with the state, purchase surety bonds as wage insurance, and contribute to the “Carwash Worker Restitution Fund.” AB 236 holds carwash business owners accountable and protects their employees by providing an avenue through which unpaid wages may be collected.

*Signed by Governor Schwarzenegger on October 11.
Chapered by Secretary of State—Chapter 224,
Statutes of 2009.*

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Assembly Bill 1667: Alameda County Deputy Sheriffs' Association Retirement Protection

AB 1667 will keep our streets safer by ratifying a carefully negotiated memorandum of understanding (MOU) between Alameda County and the Alameda County Deputy Sheriffs' Association. The MOU helps the two parties implement their negotiated contracts regarding retirement formulas for safety employees.

Signed by Governor Schwarzenegger on July 15. Chaptered by Secretary of State –Chapter 81, Statutes of 2010.

Assembly Bill 2774: OSHA "Serious" Citations

Under current workplace health and safety law, California identifies and cites fewer "serious" violations than any other state or federal OSHA, an issue about which the federal government has raised major concerns. This bill, which represents a compromise solution negotiated among labor, the employer community and the administration, represents a comprehensive overhaul of how Cal/OSHA investigates and cites "serious" violations of the law. This bill will serve as landmark legislation to improve

workplace health and safety and the operation of the Cal/OSHA process in general.

Signed by Governor Schwarzenegger September 30, 2010. Chaptered by Secretary of State – Chapter 692, Statutes of 2010.

Assembly Bill 2772: Labor Commissioner: Appeals

Clarifies that an employer wishing to appeal a Labor Commissioner decision with the Superior Court must first post a bond in the amount of the judgment rendered in the administrative hearing.

Signed by Governor Schwarzenegger July 15, 2010. Chaptered by Secretary of State –Chapter 102, Statutes of 2010.

Assembly Bill – 2001: Whistleblower Hotlines, For Local Government Employees

This bill encourages and supports good government by filling an important gap in whistleblower protection. It authorizes cities and counties to create and maintain whistleblower hotlines, giving employees a confidential avenue to report possible misuses of government resources.

Signed by Governor Schwarzenegger on September 26. Chaptered by Secretary of State –Chapter 325, Statutes of 2008.

Assembly Joint Resolution 56: Unemployment Benefits

The sub-prime mortgage meltdown has led to many people not only losing their houses, but also losing their jobs as a result of the downturn in the economy. AJR 56 urges Congress to extend Federal Unemployment benefits by at



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least 13 weeks for all states, and an additional 13 weeks for high unemployment states, including California.

Chaptered by Secretary of State – Chapter 83, Statutes of 2008.

Assembly Concurrent Resolution 101: Safe Jobs For Youth Month

This resolution calls May 2008 to be recognized as Safe Jobs for Youth Month in order to raising community awareness about child labor and workplace health and safety issues.

Chaptered by Secretary of State – Chapter 29, Statutes of 2008.

Sandr  Swanson Celebrates Martin Luther King Jr.'s Legacy and Promotes a Healthy Community

Assembly Concurrent Resolution 7: Dr. Martin Luther King, Jr. Day

This resolution designates that Monday, January 19, 2009, be observed as the official memorial of the late Rev. Dr. Martin Luther King, Jr's birth and his work on the Civil Rights Movement; and commemorates the work of Dr. Martin Luther King, Jr. and the Civil Rights



Movement for their help in changing public policy from segregation to integration, for the betterment of the State of California and the United States of America.

Signed by Governor Schwarzenegger on July 2. Chaptered by Secretary of State – Chapter 61, Statutes of 2008.

Assembly Concurrent Resolution 121: National Multicultural Cancer Awareness Week

Cancer does not discriminate. This resolution encourages the private sector, State, and Federal governments to promote policies and programs to reduce cancer disparities and

improve cancer prevention, detection, treatment, and follow-up care for all Californians. Programs and policies will include educating people on the causes and types of cancer, the growing disparities in the number of cancer cases among racial groups and encouraging people to visit a doctor regularly.

Signed by Governor Schwarzenegger on May 12. Chaptered by Secretary of State – Chapter 35, Statutes of 2008.

Sandr  Swanson Supports Oakland Port Jobs and More Shuttles Services

Assembly Bill – 2142: Vehicle Rental Facilities

This bill would remove the requirement that bond financing be used in order to justify the collection of a customer facility charge. It also specifies the uses of such charges to include the maintenance and operation of rental car facilities, in addition to common use transportation systems, such as rental car shuttles at the Oakland Airport.

Signed by Governor Schwarzenegger on August 1. Chaptered by Secretary of State – Chapter 228, Statutes of 2008.

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