

**SUBMITTAL TO THE BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



**ITEM**  
3.7  
(ID # 6652)

**MEETING DATE:**  
Tuesday, March 27, 2018

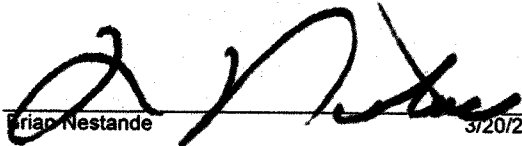
**FROM :** EXECUTIVE OFFICE:

**SUBJECT:** EXECUTIVE OFFICE: Legislative Bills to Support, All Districts. [\$0]

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Direct the Executive Office to Send letters of support to the following items that are not covered in the 2018 Legislative Platform, Assembly Bill 1921(Maienschein), Assembly Bill 909 (Steinorth), and Senate Bill 1222 (Stone).

**ACTION:** Policy

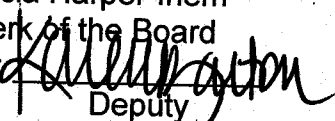
  
Brian Nestande 3/20/2018

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Jeffries, seconded by Supervisor Tavaglione and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None  
Date: March 27, 2018  
xc: EO

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

**SUBMITTAL TO THE BOARD OF SUPERVISORS COUNTY OF RIVERSIDE,  
STATE OF CALIFORNIA**

<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	\$0	\$0	\$0	\$0
<b>NET COUNTY COST</b>	\$0	\$0	\$0	\$0
<b>SOURCE OF FUNDS:</b>			<b>Budget Adjustment: No</b>	
			<b>For Fiscal Year: YY/YY</b>	

**C.E.O. RECOMMENDATION:** Approve

**BACKGROUND:**

**Summary**

As per Board Policy A-27, the purpose of Riverside County's Legislative Program is to secure legislation that benefits the county and its residents, and to oppose/amend legislation that might adversely affect the County. Recognizing the need for consistency in conveying official positions on legislative matters, the county has instituted a coordinated process involving interaction between the Board of Supervisors, the County Executive Office, County agencies/departments, and the County's legislative advocates in Sacramento and Washington, D.C.

**RECOMMENDED BILLS:**

**Bill:** Assembly Bill 1921 (Maienschein) CalWORKS Housing Assistance

**Position:** SUPPORT

**Background:** Homelessness continues to be a problem in our state and throughout the country. While often hidden, homelessness among families with children is at an all-time high. The California Work Opportunity and Responsibility to Kids (CalWORKs) program works to alleviate the problem of child homelessness by providing temporary housing assistance to families with children.

This bill would remove the consecutive day requirement and allow families to receive 16 total days of temporary housing assistance per year, excluding a case of documented domestic violence, and allow CalWORKs recipients receiving permanent housing assistance to use their payment towards shared housing.

**Bill:** Assembly Bill 909 (Steinorth) Emergency response: trauma kits.

**Position:** SUPPORT

**Background:** This bill would require the State Fire Marshal, the Department of Housing and Community Development, and the California Building Standards Commission to research and collect public input, as specified, between January 1, 2018, and January 1, 2020, for the purpose of determining if mandatory or voluntary building standards should be adopted regarding the placement of trauma kits in a public building constructed, or a public

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building that has any addition, significant repair, or alteration completed, on or after January 1, 2018.

The bill would require an entity responsible for managing the building, facility, and tenants of an occupied structure in which a trauma kit is placed to comply with certain requirements, such as periodically inspecting and replacing the contents of a trauma kit, restocking the trauma kit after each use, and notifying tenants of the building or structure of the location of the trauma kit. The bill would exempt a person or entity that acquires and places a trauma kit for emergency care from liability for civil damages resulting from any acts or omissions in the rendering of emergency care if those requirements have been met.

**Bill:** Senate Bill 1222 (Stone) Use of vacuum or suction dredge equipment.

**Position:** SUPPORT

**Background:** Existing law prohibits the use of any vacuum or suction dredge equipment by any person in any river, stream, or lake of this state without a permit issued by the Department of Fish and Wildlife.

This bill would instead provide for the purpose of these provisions that the use of vacuum or suction dredge equipment means the use of any equipment that removes minerals and water in conjunction to process and recover minerals. Existing law provides that the prohibitions and requirements relating to suction dredging do not apply to, prohibit, or otherwise restrict non-motorized recreational mining activities, including panning for gold.

This bill would instead provide that the above-described prohibitions and requirements do not apply to, prohibit, or otherwise restrict any equipment that does not transport mineral bearing material through a suction or nozzle.

**ATTACHMENTS:**

- AB 909
- AB 909 Fact Sheet
- AB 1921
- SB 1222



# BRIAN MAIENSCHIEIN

ASSEMBLYMAN, SEVENTY-SEVENTH DISTRICT  
&

# MIGUEL SANTIAGO

ASSEMBLYMAN, FIFTY-THIRD DISTRICT

## Assembly Bill 1921

### CalWORKs Housing Assistance

#### **Background**

Homelessness continues to be a problem in our state and throughout the country. While often hidden, homelessness among families with children is at an all-time high. The California Work Opportunity and Responsibility to Kids (CalWORKs) program works to alleviate the problem of child homelessness by providing temporary housing assistance to families with children.

#### **Current Law**

CalWORKs currently provides temporary housing assistance for 16 consecutive days during one calendar year to homeless families with children. Current law inadvertently undermines the success of this benefit and support to families if their temporary housing situation is interrupted for one or more of the 16 consecutive days, regardless of the reason.

As an unintended consequence, families with children that are homeless may be refused or lose their temporary housing due to family emergencies, offers of temporary housing from family or friends, or even the pursuit of employment or housing opportunities elsewhere.

Additionally, current law and regulations require CalWORKs recipients who are homeless requesting permanent housing assistance through the program to secure housing with a commercial establishment or a person in the business of renting, or with experience renting properties.

As a result, suitable shared-home living accommodations for families with children are unable to be used to prevent homelessness among CalWORKs households.

#### **This Bill**

AB 1921 would:

- Remove the consecutive day requirement and allow families to receive 16 total days of temporary housing assistance per year, excluding a case of documented domestic violence.
- Allow CalWORKs recipients receiving permanent housing assistance to use their payment towards shared housing.

By making these changes, AB 1921 would increase options for our state's poorest families with children while also improving the effectiveness of the CalWORKs program's homelessness interventions.

#### **Sponsors**

Western Center on Law and Poverty  
County Welfare Directors Association  
Coalition of California Welfare Rights Org.

#### **Staff**

Carli Olson  
(916) 319-2077  
Carli.Olson@asm.ca.gov

AMENDED IN ASSEMBLY FEBRUARY 27, 2018

CALIFORNIA LEGISLATURE—2017–18 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1921**

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**Introduced by Assembly Member Maienschein  
(Coauthors: Assembly Members Mathis and Voepel)**

January 24, 2018

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An act to amend Section 11450 of the Welfare and Institutions Code, relating to CalWORKs.

LEGISLATIVE COUNSEL'S DIGEST

AB 1921, as amended, Maienschein. CalWORKs: housing assistance.

Existing law establishes the California Work Opportunity and Responsibility to Kids (CalWORKs) program under which, through a combination of federal, state, and county funds, each county provides cash assistance and other benefits to qualified low-income families.

As part of the CalWORKs program, a homeless family that has used all available liquid resources in excess of \$100 is eligible for homeless assistance benefits to pay the costs of temporary shelter if the family is eligible for aid under the CalWORKs program. Under existing law, eligibility for temporary shelter assistance is limited to one period of up to 16 consecutive *calendar* days every 12 months, except as specified. Existing law provides that a break in the consecutive use of the benefit constitutes an exhaustion of the temporary benefit for that 12-month period.

This bill would instead provide that the temporary shelter assistance is limited to 16 cumulative calendar days every ~~12 months~~, *months for one episode in which the family has not secured permanent housing*, except as specified.

*Under existing law, if a family is eligible for homeless assistance payments based on domestic violence that is verified by a sworn statement by the victim, the temporary assistance is limited to 2 periods of not more than 16 consecutive calendar days.*

*This bill would instead provide that the temporary assistance is limited to 2 periods of not more than 16 cumulative calendar days.*

The CalWORKs program also provides a nonrecurring special needs benefit for permanent housing assistance to pay for last month's rent and security deposits, up to 2 months rent arrearages, or standard costs ~~for~~ of deposits for utilities, as specified. Existing law requires ~~these payments to be made to the providers of housing or utilities payments to providers for temporary shelter and permanent housing and utilities to be made~~ on behalf of the families requesting these payments. Existing law prohibits payments from being made to a housing provider unless it is a commercial establishment, shelter, or person in the business of renting properties who has a history of renting properties.

This bill would additionally authorize payments to a housing provider with which the families requesting assistance have executed a valid lease, sublease, or shared housing agreement. The bill would also delete the requirement that a person in the business of renting ~~property~~ properties have a history of renting properties.

Because this bill would increase the administrative duties of counties, it would impose a state-mandated local program.

*This bill would authorize the State Department of Social Services to implement these provisions through an all-county letter or similar instruction from the Director of Social Services until final regulations are adopted, and would require the department to adopt final regulations on or before July 1, 2019.*

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

Existing law continuously appropriates moneys from the General Fund to defray a portion of county costs under the CalWORKs program.

This bill would, instead, provide that the continuous appropriation would not be made for purposes of implementing the bill.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: yes.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 11450 of the Welfare and Institutions  
2 Code is amended to read:

3 11450. (a) (1) (A) Aid shall be paid for each needy family,  
4 which shall include all eligible brothers and sisters of each eligible  
5 applicant or recipient child and the parents of the children, but  
6 shall not include unborn children, or recipients of aid under Chapter  
7 3 (commencing with Section 12000), qualified for aid under this  
8 chapter. In determining the amount of aid paid, and notwithstanding  
9 the minimum basic standards of adequate care specified in Section  
10 11452, the family's income, exclusive of any amounts considered  
11 exempt as income or paid pursuant to subdivision (e) or Section  
12 11453.1, determined for the prospective semiannual period  
13 pursuant to Sections 11265.1, 11265.2, and 11265.3, and then  
14 calculated pursuant to Section 11451.5, shall be deducted from  
15 the sum specified in the following table, as adjusted for  
16 cost-of-living increases pursuant to Section 11453 and paragraph  
17 (2). In no case shall the amount of aid paid for each month exceed  
18 the sum specified in the following table, as adjusted for  
19 cost-of-living increases pursuant to Section 11453 and paragraph  
20 (2), plus any special needs, as specified in subdivisions (c), (e),  
21 and (f):

22 23 Number of 24 eligible needy 25 persons in 26 the same home	Maximum aid
27 1.....	\$ 326
28 2.....	535
29 3.....	663
30 4.....	788
31 5.....	899
32 6.....	1,010
33 7.....	1,109
34 8.....	1,209
35 9.....	1,306

1	Number of	
2	eligible needy	
3	persons in	Maximum
4	the same home	aid
5	10 or more.....	1,403

6  
 7 (B) If, when, and during those times that the United States  
 8 government increases or decreases its contributions in assistance  
 9 of needy children in this state above or below the amount paid on  
 10 July 1, 1972, the amounts specified in the above table shall be  
 11 increased or decreased by an amount equal to that increase or  
 12 decrease by the United States government, provided that no  
 13 increase or decrease shall be subject to subsequent adjustment  
 14 pursuant to Section 11453.

15 (2) The sums specified in paragraph (1) shall not be adjusted  
 16 for cost of living for the 1990-91, 1991-92, 1992-93, 1993-94,  
 17 1994-95, 1995-96, 1996-97, and 1997-98 fiscal years, and through  
 18 October 31, 1998, nor shall that amount be included in the base  
 19 for calculating any cost-of-living increases for any fiscal year  
 20 thereafter. Elimination of the cost-of-living adjustment pursuant  
 21 to this paragraph shall satisfy the requirements of *former* Section  
 22 11453.05, and no further reduction shall be made pursuant to that  
 23 section.

24 (b) (1) When the family does not include a needy child qualified  
 25 for aid under this chapter, aid shall be paid to a pregnant child who  
 26 is 18 years of age or younger at any time after verification of  
 27 pregnancy, in the amount that would otherwise be paid to one  
 28 person, as specified in subdivision (a), if the child and her child,  
 29 if born, would have qualified for aid under this chapter. Verification  
 30 of pregnancy shall be required as a condition of eligibility for aid  
 31 under this subdivision.

32 (2) Notwithstanding paragraph (1), when the family does not  
 33 include a needy child qualified for aid under this chapter, aid shall  
 34 be paid to a pregnant woman for the month in which the birth is  
 35 anticipated and for the six-month period immediately prior to the  
 36 month in which the birth is anticipated, in the amount that would  
 37 otherwise be paid to one person, as specified in subdivision (a), if  
 38 the woman and child, if born, would have qualified for aid under  
 39 this chapter. Verification of pregnancy shall be required as a  
 40 condition of eligibility for aid under this subdivision.



1 (3) Paragraph (1) shall apply only when the Cal-Learn Program  
2 is operative.

3 (c) The amount of forty-seven dollars (\$47) per month shall be  
4 paid to pregnant women qualified for aid under subdivision (a) or  
5 (b) to meet special needs resulting from pregnancy if the woman  
6 and child, if born, would have qualified for aid under this chapter.  
7 County welfare departments shall refer all recipients of aid under  
8 this subdivision to a local provider of the *California Special*  
9 *Supplemental Nutrition Program for Women, Infants, and Children*  
10 ~~program: Children~~. If that payment to pregnant women qualified  
11 for aid under subdivision (a) is considered income under federal  
12 law in the first five months of pregnancy, payments under this  
13 subdivision shall not apply to persons eligible under subdivision  
14 (a), except for the month in which birth is anticipated and for the  
15 three-month period immediately prior to the month in which  
16 delivery is anticipated, if the woman and child, if born, would have  
17 qualified for aid under this chapter.

18 (d) For children receiving AFDC-FC under this chapter, there  
19 shall be paid, exclusive of any amount considered exempt as  
20 income, an amount of aid each month that, when added to the  
21 child's income, is equal to the rate specified in Section 11460,  
22 11461, 11462, 11462.1, or 11463. In addition, the child shall be  
23 eligible for special needs, as specified in departmental regulations.

24 (e) In addition to the amounts payable under subdivision (a)  
25 and Section 11453.1, a family shall be entitled to receive an  
26 allowance for recurring special needs not common to a majority  
27 of recipients. These recurring special needs shall include, but not  
28 be limited to, special diets upon the recommendation of a physician  
29 for circumstances other than pregnancy, and unusual costs of  
30 transportation, laundry, housekeeping services, telephone, and  
31 utilities. The recurring special needs allowance for each family  
32 per month shall not exceed that amount resulting from multiplying  
33 the sum of ten dollars (\$10) by the number of recipients in the  
34 family who are eligible for assistance.

35 (f) After a family has used all available liquid resources, both  
36 exempt and nonexempt, in excess of one hundred dollars (\$100),  
37 with the exception of funds deposited in a restricted account  
38 described in subdivision (a) of Section 11155.2, the family shall  
39 also be entitled to receive an allowance for nonrecurring special  
40 needs.

1 (1) An allowance for nonrecurring special needs shall be granted  
2 for replacement of clothing and household equipment and for  
3 emergency housing needs other than those needs addressed by  
4 paragraph (2). These needs shall be caused by sudden and unusual  
5 circumstances beyond the control of the needy family. The  
6 department shall establish the allowance for each of the  
7 nonrecurring special needs items. The sum of all nonrecurring  
8 special needs provided by this subdivision shall not exceed six  
9 hundred dollars (\$600) per event.

10 (2) (A) (i) Homeless assistance is available to a homeless  
11 family seeking shelter when the family is eligible for aid under  
12 this chapter.

13 (ii) Homeless assistance for temporary shelter is also available  
14 to homeless families that are apparently eligible for aid under this  
15 chapter. Apparent eligibility exists when evidence presented by  
16 the applicant, or that is otherwise available to the county welfare  
17 department, and the information provided on the application  
18 documents indicate that there would be eligibility for aid under  
19 this chapter if the evidence and information were verified.  
20 However, an alien applicant who does not provide verification of  
21 his or her eligible alien status, or a woman with no eligible children  
22 who does not provide medical verification of pregnancy, is not  
23 apparently eligible for purposes of this section.

24 (iii) Homeless assistance for temporary shelter is also available  
25 to homeless families that would be eligible for aid under this  
26 chapter but for the fact that the only child or children in the family  
27 are in out-of-home placement pursuant to an order of the  
28 dependency court, if the family is receiving reunification services  
29 and the county determines that homeless assistance is necessary  
30 for reunification to occur.

31 (B) A family is considered homeless, for the purpose of this  
32 section, when the family lacks a fixed and regular nighttime  
33 residence; or the family has a primary nighttime residence that is  
34 a supervised publicly or privately operated shelter designed to  
35 provide temporary living accommodations; or the family is residing  
36 in a public or private place not designed for, or ordinarily used as,  
37 a regular sleeping accommodation for human beings. A family is  
38 also considered homeless for the purpose of this section if the  
39 family has received a notice to pay rent or quit. The family shall  
40 demonstrate that the eviction is the result of a verified financial

1 hardship as a result of extraordinary circumstances beyond their  
2 control, and not other lease or rental violations, and that the family  
3 is experiencing a financial crisis that could result in homelessness  
4 if preventative assistance is not provided.

5 (3) (A) (i) A nonrecurring special needs benefit of sixty-five  
6 dollars (\$65) a day shall be available to families of up to four  
7 members for the costs of temporary shelter, subject to the  
8 requirements of this paragraph. The fifth and additional members  
9 of the family shall each receive fifteen dollars (\$15) per day, up  
10 to a daily maximum of one hundred twenty-five dollars (\$125).  
11 County welfare departments may increase the daily amount  
12 available for temporary shelter as necessary to secure the additional  
13 bedspace needed by the family.

14 (ii) This special needs benefit shall be granted or denied  
15 immediately upon the family's application for homeless assistance,  
16 and benefits shall be available for up to three working days. The  
17 county welfare department shall verify the family's homelessness  
18 within the first three working days and if the family meets the  
19 criteria of questionable homelessness established by the  
20 department, the county welfare department shall refer the family  
21 to its early fraud prevention and detection unit, if the county has  
22 such a unit, for assistance in the verification of homelessness within  
23 this period.

24 (iii) After homelessness has been verified, the three-day limit  
25 shall be extended for a period of time that, when added to the initial  
26 benefits provided, does not exceed a total of 16 calendar days.  
27 This extension of benefits shall be done in increments of one week  
28 and shall be based upon searching for permanent housing which  
29 shall be documented on a housing search form, good cause, or  
30 other circumstances defined by the department. Documentation  
31 of a housing search shall be required for the initial extension of  
32 benefits beyond the three-day limit and on a weekly basis thereafter  
33 as long as the family is receiving temporary shelter benefits. Good  
34 cause shall include, but is not limited to, situations in which the  
35 county welfare department has determined that the family, to the  
36 extent it is capable, has made a good faith but unsuccessful effort  
37 to secure permanent housing while receiving temporary shelter  
38 benefits or that the family is homeless as a direct and primary result  
39 of a state or federally declared natural disaster.

1 (iv) Notwithstanding clauses (ii) and (iii), the county may waive  
2 the three-day limit and may provide benefits in increments of more  
3 than one week for a family that becomes homeless as a direct and  
4 primary result of a state or federally declared natural disaster.

5 (B) (i) A nonrecurring special needs benefit for permanent  
6 housing assistance is available to pay for last month's rent and  
7 security deposits when these payments are reasonable conditions  
8 of securing a residence, or to pay for up to two months of rent  
9 arrearages, when these payments are a reasonable condition of  
10 preventing eviction.

11 (ii) The last month's rent or monthly arrearage portion of the  
12 payment (I) shall not exceed 80 percent of the family's total  
13 monthly household income without the value of CalFresh benefits  
14 or special needs benefit for a family of that size and (II) shall only  
15 be made to families that have found permanent housing costing  
16 no more than 80 percent of the family's total monthly household  
17 income without the value of CalFresh benefits or special needs  
18 benefit for a family of that size.

19 (iii) However, if the county welfare department determines that  
20 a family intends to reside with individuals who will be sharing  
21 housing costs, the county welfare department shall, in appropriate  
22 circumstances, set aside the condition specified in subclause (II)  
23 of clause (ii).

24 (C) The nonrecurring special needs benefit for permanent  
25 housing assistance is also available to cover the standard costs of  
26 deposits for utilities that are necessary for the health and safety of  
27 the family.

28 (D) A payment ~~for~~ *for*, or denial ~~of~~ *of*, permanent housing  
29 assistance shall be issued no later than one working day from the  
30 time that a family presents evidence of the availability of permanent  
31 housing. If an applicant family provides evidence of the availability  
32 of permanent housing before the county welfare department has  
33 established eligibility for aid under this chapter, the county welfare  
34 department shall complete the eligibility determination so that the  
35 payment for, or denial of, permanent housing assistance is issued  
36 within one working day from the submission of evidence of the  
37 availability of permanent housing, unless the family has failed to  
38 provide all of the verification necessary to establish eligibility for  
39 aid under this chapter.

1 (E) (i) Except as provided in clauses (ii) and (iii), eligibility  
2 for the temporary shelter assistance and the permanent housing  
3 assistance pursuant to this paragraph shall be limited to 16  
4 cumulative calendar days of temporary assistance ~~and every 12~~  
5 *months for one episode in which the family has not secured*  
6 *permanent housing and to one payment of permanent assistance*  
7 every 12 months. A person who applies for homeless assistance  
8 benefits shall be informed that the temporary shelter benefit of up  
9 to 16 cumulative days is available only once every 12 months,  
10 with certain exceptions.

11 (ii) (I) A family that becomes homeless as a direct and primary  
12 result of a state or federally declared natural disaster shall be  
13 eligible for temporary and permanent homeless assistance.

14 (II) In the event of a state or federally declared disaster in a  
15 county, the county human services agency shall coordinate with  
16 public and private disaster response organizations and agencies to  
17 identify and inform recipients of their eligibility for temporary and  
18 permanent homeless housing assistance available pursuant to  
19 subclause (I).

20 (iii) A family shall be eligible for temporary and permanent  
21 homeless assistance when homelessness is a direct result of  
22 domestic violence by a spouse, partner, or roommate; physical or  
23 mental illness that is medically verified that shall not include a  
24 diagnosis of alcoholism, drug addiction, or psychological stress;  
25 or the uninhabitability of the former residence caused by sudden  
26 and unusual circumstances beyond the control of the ~~family~~ *family*,  
27 including natural catastrophe, fire, or condemnation. These  
28 circumstances shall be verified by a third-party governmental or  
29 private health and human services agency, except that domestic  
30 violence may also be verified by a sworn statement by the victim,  
31 as provided under Section 11495.25. Homeless assistance payments  
32 based on these specific circumstances may not be received more  
33 often than once in any 12-month period. In addition, if the domestic  
34 violence is verified by a sworn statement by the victim, the  
35 homeless assistance payments shall be limited to two periods of  
36 not more than 16 ~~consecutive~~ *cumulative* calendar days of  
37 temporary assistance and two payments of permanent assistance.  
38 A county may require that a recipient of homeless assistance  
39 benefits who qualifies under this paragraph for a second time in a  
40 24-month period participate in a homelessness avoidance case plan

1 as a condition of eligibility for homeless assistance benefits. The  
2 county welfare department shall immediately inform recipients  
3 who verify domestic violence by a sworn statement of the  
4 availability of domestic violence counseling and services, and refer  
5 those recipients to services upon request.

6 (iv) If a county requires a recipient who verifies domestic  
7 violence by a sworn statement to participate in a homelessness  
8 avoidance case plan pursuant to clause (iii), the plan shall include  
9 the provision of domestic violence services, if appropriate.

10 (v) If a recipient seeking homeless assistance based on domestic  
11 violence pursuant to clause (iii) has previously received homeless  
12 avoidance services based on domestic violence, the county shall  
13 review whether services were offered to the recipient and consider  
14 what additional services would assist the recipient in leaving the  
15 domestic violence situation.

16 (vi) The county welfare department shall report necessary data  
17 to the department through a statewide homeless assistance payment  
18 indicator system, as requested by the department, regarding all  
19 recipients of aid under this paragraph.

20 (F) The county welfare departments, and all other entities  
21 participating in the costs of the CalWORKs program, have the  
22 right in their share to any refunds resulting from payment of the  
23 permanent housing. However, if an emergency requires the family  
24 to move within the 12-month period specified in subparagraph  
25 (E), the family shall be allowed to use any refunds received from  
26 its deposits to meet the costs of moving to another residence.

27 (G) Payments to providers for temporary shelter and permanent  
28 housing and utilities shall be made on behalf of families requesting  
29 these payments.

30 (H) The daily amount for the temporary shelter special needs  
31 benefit for homeless assistance may be increased if authorized by  
32 the current year's Budget Act by specifying a different daily  
33 allowance and appropriating the funds therefor.

34 (I) A payment shall not be made pursuant to this paragraph  
35 unless the provider of housing is any of the following:

36 (i) A commercial establishment.

37 (ii) A shelter.

38 (iii) A person in the business of renting properties.

39 (iv) A person with whom the family requesting assistance has  
40 executed a valid lease, sublease, or shared housing agreement.

1 (J) (i) Commencing July 1, 2018, a CalWORKs applicant who  
2 provides a sworn statement of past or present domestic abuse and  
3 who is fleeing his or her abuser shall be deemed to be homeless  
4 and shall be eligible for temporary homeless assistance under  
5 clause (i) of subparagraph (A) and under subparagraph (E),  
6 notwithstanding any income and assets attributable to the alleged  
7 abuser.

8 (ii) The homeless assistance payments issued under this  
9 subparagraph shall be granted immediately after the family's  
10 application, and benefits shall be available in increments of 16  
11 days of temporary shelter assistance pursuant to clause (i) of  
12 subparagraph (A). The homeless assistance payments shall be  
13 limited to two consecutive periods of not more than 16 consecutive  
14 calendar days each of temporary assistance within a lifetime. The  
15 homeless assistance payments issued under this subparagraph shall  
16 be in addition to other payments for which the CalWORKS  
17 applicant, if he or she becomes a CalWORKS recipient, may later  
18 qualify under this subdivision.

19 (iii) For purposes of this subparagraph, the housing search  
20 documentation described in clause (iii) of subparagraph (A) shall  
21 be required only upon issuance of an immediate need payment  
22 pursuant to Section 11266 or the issuance of benefits for the month  
23 of application.

24 (g) The department shall establish rules and regulations ensuring  
25 the uniform statewide application of this section.

26 (h) The department shall notify all applicants and recipients of  
27 aid through the standardized application form that these benefits  
28 are available and shall provide an opportunity for recipients to  
29 apply for the funds quickly and efficiently.

30 (i) The department shall work with county human services  
31 agencies, the County Welfare Directors Association, and advocates  
32 of CalWORKs recipients to gather information regarding the actual  
33 costs of a nightly shelter and best practices for transitioning  
34 families from a temporary shelter to a permanent shelter, and to  
35 provide that information to the Legislature, to be annually  
36 submitted in accordance with Section 9795 of the Government  
37 Code.

38 (j) (1) Except for the purposes of Section 15200, the amounts  
39 payable to recipients pursuant to Section 11453.1 shall not

1 constitute part of the payment schedule set forth in subdivision  
2 (a).

3 (2) The amounts payable to recipients pursuant to Section  
4 11453.1 shall not constitute income to recipients of aid under this  
5 section.

6 (k) For children receiving Kin-GAP pursuant to Article 4.5  
7 (commencing with Section 11360) or Article 4.7 (commencing  
8 with Section ~~11385~~ 11385), there shall be paid, exclusive of any  
9 amount considered exempt as income, an amount of aid each  
10 month, which, when added to the child's income, is equal to the  
11 rate specified in Sections 11364 and 11387.

12 (l) (1) A county shall implement the semiannual reporting  
13 requirements in accordance with Chapter 501 of the Statutes of  
14 2011 no later than October 1, 2013.

15 (2) Upon completion of the implementation described in  
16 paragraph (1), each county shall provide a certificate to the director  
17 certifying that semiannual reporting has been implemented in the  
18 county.

19 (3) Upon filing the certificate described in paragraph (2), a  
20 county shall comply with the semiannual reporting provisions of  
21 this section.

22 *SEC. 2. Notwithstanding the Administrative Procedure Act*  
23 *(Chapter 3.5 (commencing with Section 11340) of Part 1 of*  
24 *Division 3 of Title 2 of the Government Code), the State*  
25 *Department of Social Services may implement this act through an*  
26 *all-county letter or similar instruction from the Director of Social*  
27 *Services until final regulations are adopted. The department shall*  
28 *adopt final regulations implementing this act on or before July 1,*  
29 *2019.*

30 *SEC. 2.*

31 *SEC. 3. If the Commission on State Mandates determines that*  
32 *this act contains costs mandated by the state, reimbursement to*  
33 *local agencies and school districts for those costs shall be made*  
34 *pursuant to Part 7 (commencing with Section 17500) of Division*  
35 *4 of Title 2 of the Government Code.*



1 ~~SEC. 3.~~

2 *SEC. 4.* No appropriation pursuant to Section 15200 of the  
3 Welfare and Institutions Code shall be made for purposes of this  
4 act.

O

AMENDED IN ASSEMBLY MAY 2, 2017  
AMENDED IN ASSEMBLY APRIL 20, 2017  
AMENDED IN ASSEMBLY APRIL 6, 2017

CALIFORNIA LEGISLATURE—2017–18 REGULAR SESSION

**ASSEMBLY BILL**

**No. 909**

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**Introduced by Assembly Member Steinorth  
(Coauthors: Assembly Members Cunningham, Mathis, Mayes,  
Rodriguez, and Waldron Waldron, Flora, and Lackey)**

February 16, 2017

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An act to add Section 1714.27 to the Civil Code, and to add Chapter 4 (commencing with Section 19305) to Part 3 of Division 13 of the Health and Safety Code, relating to emergency response.

LEGISLATIVE COUNSEL'S DIGEST

AB 909, as amended, Steinorth. Emergency response: trauma kits.

Under existing law, everyone is generally responsible, not only for the result of his or her willful acts, but also for an injury occasioned to another by his or her want of ordinary care or skill in the management of his or her property or person. Existing law exempts from civil liability any person who, in good faith and not for compensation, renders emergency medical or nonmedical care or assistance at the scene of an emergency other than an act or omission constituting gross negligence or willful or wanton misconduct. Existing law exempts public or private organizations that sponsor, authorize, support, finance, or supervise the training of people, or certifies those people in emergency medical services, from liability for civil damages alleged to result from those training programs.

This bill would define “trauma kit” to mean a first aid response kit that contains specified items, including, among other things, at least 2 tourniquets. The bill would require a person or entity that supplies a trauma kit to provide the person or entity that acquires the trauma kit with all information governing the use, installation, operation, training, and maintenance of the trauma kit. The bill would apply the provisions governing civil liability described above to a lay rescuer or person who renders emergency care or treatment by the use of a trauma kit and to a person or entity that provides training in the use of a trauma kit to provide emergency medical treatment, or certifies certain persons in the use of a trauma kit.

Existing law requires certain occupied structures that are not owned or operated by any local government entity and are constructed on or after January 1, 2017, to have an automated external defibrillator on the premises.

~~This bill would require the entity responsible for managing the building, facility, and tenants of the above-referenced occupied structures, including those that are owned or operated by a local government entity, and that are constructed on or after January 1, 2018, to acquire and place a trauma kit on the premises.~~ *require the State Fire Marshal, the Department of Housing and Community Development, and the California Building Standards Commission to research and collect public input, as specified, between January 1, 2018, and January 1, 2020, for the purpose of determining if mandatory or voluntary building standards should be adopted regarding the placement of trauma kits in a public building constructed, or a public building that has any addition, significant repair, or alteration completed, on or after January 1, 2018.* The bill would require ~~that entity~~ *an entity responsible for managing the building, facility, and tenants of an occupied structure in which a trauma kit is placed* to comply with certain requirements, such as periodically inspecting and replacing the contents of a trauma kit, restocking the trauma kit after each use, and notifying tenants of the building or structure of the location of the trauma kit. The bill would exempt a person or entity that acquires and places a trauma kit for emergency care from liability for civil damages resulting from any acts or omissions in the rendering of emergency care if those requirements have been met.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. This act shall be known and may be cited as the  
2 Tactical Response to Traumatic Injuries Act.

3  
4 Tactical Response to Traumatic Injuries Act  
5

6 SEC. 2. Section 1714.27 is added to the Civil Code, to read:

7 1714.27. (a) For purposes of this section, "trauma kit" means  
8 a first aid response kit that contains at least all of the following:

9 (1) Two tourniquets.

10 (2) Two pressure dressings that are inspected for replacement  
11 no less than every three years.

12 (3) Four chest seals that are inspected for replacement no less  
13 than every three years.

14 (4) Medical materials and equipment similar to those described  
15 in paragraphs (1) to (3), inclusive, and any additional items that  
16 are approved by local law enforcement or first responders, that  
17 adequately treat a traumatic injury, and can be stored in a readily  
18 available kit.

19 (5) ~~Instructional documents developed by the First Care Provider~~  
20 ~~program, the Committee for Tactical Emergency Casualty Care,~~  
21 ~~or the federal Stop the Bleed campaign.~~ *based upon nationally or*  
22 *internationally recognized evidence-based treatment*  
23 *recommendations, guidelines, and programs.*

24 (b) Section 1799.102 of the Health and Safety Code, the "Good  
25 Samaritan Law," shall apply to any lay rescuer or person who, in  
26 good faith and not for compensation, renders emergency care or  
27 treatment by the use of a trauma kit at the scene of an emergency.

28 (c) Section 1799.100 of the Health and Safety Code shall apply  
29 to a person or entity that voluntarily, and without expectation and  
30 receipt of compensation, provides training in the use of a trauma  
31 kit to provide emergency medical treatment to victims of trauma,  
32 including, but not limited to, training in the use of the trauma kit  
33 in emergency first care response to an active shooter, or certifies  
34 persons, other than physicians and surgeons, registered nurses,  
35 and licensed vocational nurses, who are trained in the use of a  
36 trauma kit to provide emergency medical treatment to victims of  
37 trauma.

1 SEC. 3. Chapter 4 (commencing with Section 19305) is added  
2 to Part 3 of Division 13 of the Health and Safety Code, to read:

3  
4 CHAPTER 4. TRAUMA KITS  
5

6 19305. For purposes of this section, "trauma kit" means a first  
7 aid response kit that contains at least all of the following:

8 (a) Two tourniquets.

9 (b) Two pressure dressings that are inspected for replacement  
10 no less than every three years.

11 (c) Four chest seals that are inspected for replacement no less  
12 than every three years.

13 (d) Medical materials and equipment similar to those described  
14 in subdivisions (a) to (c), inclusive, and any additional items that  
15 are approved by local law enforcement or first responders, that  
16 adequately treat a traumatic injury, and can be stored in a readily  
17 available kit.

18 (e) ~~Instructional documents developed by the First Care Provider~~  
19 ~~program, the Committee for Tactical Emergency Casualty Care,~~  
20 ~~or the federal Stop the Bleed campaign; based upon nationally or~~  
21 ~~internationally recognized evidence-based treatment~~  
22 ~~recommendations, guidelines, and programs.~~

23 19307. In order to ensure public safety, a person or entity that  
24 supplies a trauma kit shall provide the person or entity that acquires  
25 the trauma kit with all information governing the use, installation,  
26 operation, training, and maintenance of the trauma kit.

27 19308. (a) *Commencing January 1, 2018, the State Fire*  
28 *Marshal, the Department of Housing and Community Development,*  
29 *and the California Building Standards Commission shall conduct*  
30 *research and collect public comment for the purpose of determining*  
31 *if mandatory or voluntary building standards should be adopted*  
32 *regarding the placement of trauma kits in a public building*  
33 *constructed, or a public building that has any addition, significant*  
34 *repair, or alteration completed, on or after January 1, 2018.*

35 (b) *The research and determination described in subdivision*  
36 *(a) shall be completed no later than January 1, 2020.*

37 (c) *The entities conducting public research and collecting public*  
38 *comment pursuant to subdivision (a) shall conduct one or more*  
39 *public workshops to seek input from interested parties during the*  
40 *research period.*

1 19310. ~~(a) This chapter applies to all of the following~~  
2 ~~structures, as defined in Chapter 3 (commencing with Section~~  
3 ~~301.1) of Part 2, the California Building Code, of Title 24, the~~  
4 ~~California Building Standards Code, of the California Code of~~  
5 ~~Regulations, that are constructed on or after January 1, 2018:~~

6 ~~(1) Group A assembly buildings with an occupancy of greater~~  
7 ~~than 300.~~

8 ~~(2) Group B business buildings with an occupancy of 200 or~~  
9 ~~more.~~

10 ~~(3) Group E educational buildings with an occupancy of 200 or~~  
11 ~~more.~~

12 ~~(4) Group F factory buildings with an occupancy of 200 or more.~~

13 ~~(5) Group I institutional buildings with an occupancy of 200 or~~  
14 ~~more.~~

15 ~~(6) Group M mercantile buildings with an occupancy of 200 or~~  
16 ~~more.~~

17 ~~(7) Group R residential buildings with an occupancy of 200 or~~  
18 ~~more, excluding single-family and multifamily dwelling units.~~

19 ~~(b) The entity responsible for managing the building, facility,~~  
20 ~~and tenants of any structure described in subdivision (a) that is an~~  
21 ~~occupied structure shall acquire and place a trauma kit on the~~  
22 ~~premises.~~

23 ~~(c) (1) This chapter shall apply to a structure in subdivision (a)~~  
24 ~~that is owned or operated by any local government entity.~~

25 ~~(2) This chapter shall not apply to a health facility licensed~~  
26 ~~under subdivision (a), (b), (c), or (f) of Section 1250 of the Health~~  
27 ~~and Safety Code.~~

28 ~~(3) This chapter shall not be construed to apply to a structure~~  
29 ~~that is vacant or under construction or renovation.~~

30 ~~(d)~~

31 19310. (a) A person or entity that acquires and places a trauma  
32 kit for emergency care pursuant to this section in a structure shall  
33 not be liable for any civil damages resulting from any acts or  
34 omissions in the rendering of emergency care by use of a the  
35 trauma kit if that person or entity has complied with subdivision  
36 (e). (b).

37 (e)

38 (b) In order to ensure public safety, the entity responsible for  
39 managing the building, facility, and tenants of any structure

- 1 ~~described in subdivision (a)~~ *a structure in which a trauma kit is*  
 2 *placed* that is an occupied structure shall do all of the following:  
 3 (1) Comply with all regulations governing the placement of a  
 4 trauma kit.  
 5 (2) Inspect all trauma kits acquired and placed on the premises  
 6 of a building or structure every three years from the date of  
 7 installation to ensure that all materials, supplies, and equipment  
 8 contained in the trauma kit are not expired, and replace any expired  
 9 materials, supplies, and equipment as necessary.  
 10 (3) Restock the trauma kit after each use and replace any  
 11 materials, supplies, and equipment as necessary to ensure that all  
 12 materials, supplies, and equipment required to be contained in the  
 13 trauma kit are contained in the trauma kit.  
 14 (4) At least once per year, notify tenants of the building or  
 15 structure of the location of the trauma kit and provide information  
 16 to tenants regarding contact information for training in the use of  
 17 the trauma kit.  
 18 (5) Provide tenants with instructions in the use of the trauma  
 19 kit from the training programs described in ~~paragraph (5)~~ of  
 20 subdivision (e) of Section 19305.  
 21 ~~(f) For the purposes of this section, a "local EMS agency" means~~  
 22 ~~an agency described in Section 1797.200.~~

23  
 24  
 25 REVISIONS: \_\_\_\_\_  
 26 Heading—Line 3.  
 27 \_\_\_\_\_

**Introduced by Senator Stone**February 15, 2018

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An act to amend Section 5653 of the Fish and Game Code, and to amend Section 13172.5 of the Water Code, relating to dredging.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 1222, as introduced, Stone. Use of vacuum or suction dredge equipment.

Existing law prohibits the use of any vacuum or suction dredge equipment by any person in any river, stream, or lake of this state without a permit issued by the Department of Fish and Wildlife. Existing law requires the department to issue a permit if the department determines that the use does not cause any significant effects to fish and wildlife and would authorize the department to adjust the specified fee to an amount sufficient to cover all reasonable costs of the department in regulating suction dredging activities. Existing law prohibits the use of any vacuum or suction dredge equipment in any river, stream, or lake of this state until the Director of Fish and Wildlife makes a prescribed certification to the Secretary of State. Existing law authorizes the State Water Resources Control Board or a California regional water quality control board to adopt waste discharge requirements or a waiver of waste discharge requirements that address certain water quality impacts, specify conditions or areas where the discharge of waste or other adverse impacts on beneficial uses of the waters of the state from the use of vacuum or suction dredge equipment is prohibited, or prohibit particular use of, or methods of using, vacuum or suction dredge equipment, or any portion thereof, for the extraction of minerals, that the state board or a regional board determines generally cause or contribute to an exceedance of applicable water quality



objectives or unreasonably impact beneficial uses. Existing law provides that for the purpose of these provisions that the use of vacuum or suction dredge equipment, also known as suction dredging, is the use of a mechanized or motorized system for removing or assisting in the removal of, or the processing of, material from the bed, bank, or channel of a river, stream or lake in order to recover minerals.

This bill would instead provide for the purpose of these provisions that the use of vacuum or suction dredge equipment means the use of any equipment that removes minerals and water in conjunction to process and recover minerals.

Existing law provides that the prohibitions and requirements relating to suction dredging do not apply to, prohibit, or otherwise restrict nonmotorized recreational mining activities, including panning for gold.

This bill would instead provide that the above-described prohibitions and requirements do not apply to, prohibit, or otherwise restrict any equipment that does not transport mineral bearing material through a suction or nozzle.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 5653 of the Fish and Game Code is  
2 amended to read:

3 5653. (a) The use of vacuum or suction dredge equipment by  
4 a person in a river, stream, or lake of this state is prohibited, except  
5 as authorized under a permit issued to that person by the  
6 department in compliance with the regulations adopted pursuant  
7 to Section 5653.9. Before a person uses vacuum or suction dredge  
8 equipment in a river, stream, or lake of this state, that person shall  
9 submit an application to the department for a permit to use the  
10 vacuum or suction dredge equipment, specifying the type and size  
11 of equipment to be used and other information as the department  
12 may require pursuant to regulations adopted by the department to  
13 implement this section.

14 (b) (1) The department shall not issue a permit for the use of  
15 vacuum or suction dredge equipment until the permit application  
16 is deemed complete. A complete permit application shall include  
17 any other permit required by the department and one of the  
18 following, as applicable:

1 (A) A copy of waste discharge requirements or a waiver of  
2 waste discharge requirements issued by the State Water Resources  
3 Control Board or a regional water quality control board in  
4 accordance with Division 7 (commencing with Section 13000) of  
5 the Water Code.

6 (B) A copy of a certification issued by the State Water Resources  
7 Control Board or a regional water quality control board and a  
8 permit issued by the United States Army Corps of Engineers in  
9 accordance with Sections 401 and 404 of the Federal Water  
10 Pollution Control Act (33 U.S.C. Secs. 1341 and 1344,  
11 respectively) to use vacuum or suction dredge equipment.

12 (C) If the State Water Resources Control Board or the  
13 appropriate regional water quality control board determines that  
14 waste discharge requirements, a waiver of waste discharge  
15 requirements, or a certification in accordance with Section 1341  
16 of Title 33 of the United States Code is not necessary for the  
17 applicant to use of vacuum or suction dredge equipment, a letter  
18 stating this determination signed by the Executive Director of the  
19 State Water Resources Control Board, the executive officer of the  
20 appropriate regional water quality control board, or their designee.

21 (c) Under the regulations adopted pursuant to Section 5653.9,  
22 the department shall designate waters or areas wherein vacuum or  
23 suction dredge equipment may be used pursuant to a permit, waters  
24 or areas closed to the use of that equipment, the maximum size of  
25 the vacuum or suction dredge equipment that may be used, and  
26 the time of year when the equipment may be used. If the  
27 department determines, pursuant to the regulations adopted  
28 pursuant to Section 5653.9, that the use of vacuum or suction  
29 dredge equipment does not cause any significant effects to fish  
30 and wildlife, it shall issue a permit to the applicant. If a person  
31 uses vacuum or suction dredge equipment other than as authorized  
32 by a permit issued by the department consistent with regulations  
33 implementing this section, that person is guilty of a misdemeanor.

34 (d) (1) Except as provided in paragraph (2), the department  
35 shall issue a permit upon the payment, in the case of a resident, of  
36 a base fee of twenty-five dollars (\$25), as adjusted under Section  
37 713, when an onsite investigation of the project size is not deemed  
38 necessary by the department, and a base fee of one hundred thirty  
39 dollars (\$130), as adjusted under Section 713, when the department  
40 deems that an onsite investigation is necessary. Except as provided

1 in paragraph (2), in the case of a nonresident, the base fee shall be  
2 one hundred dollars (\$100), as adjusted under Section 713, when  
3 an onsite investigation is not deemed necessary, and a base fee of  
4 two hundred twenty dollars (\$220), as adjusted under Section 713,  
5 when an onsite investigation is deemed necessary.

6 (2) The department may adjust the base fees for a permit  
7 described in this subdivision to an amount sufficient to cover all  
8 reasonable costs of the department in regulating suction dredging  
9 activities.

10 (e) It is unlawful to possess a vacuum or suction dredge in areas,  
11 or in or within 100 yards of waters, that are closed to the use of  
12 vacuum or suction dredges.

13 (f) A permit issued by the department under this section shall  
14 not authorize an activity in violation of other applicable  
15 requirements, conditions, or prohibitions governing the use of  
16 vacuum or suction dredge equipment, including those adopted by  
17 the State Water Resources Control Board or a regional water  
18 quality control board. The department, the State Water Resources  
19 Control Board, and the regional water quality control boards shall  
20 make reasonable efforts to share information among the agencies  
21 regarding potential violations of requirements, conditions, or  
22 prohibitions governing the use of vacuum or suction dredge  
23 equipment.

24 (g) For purposes of this section and Section 5653.1, the use of  
25 vacuum or suction dredge ~~equipment, also known as suction~~  
26 ~~dredging, is the use of a mechanized or motorized system for~~  
27 ~~removing or assisting in the removal of, or the processing of,~~  
28 ~~material from the bed, bank, or channel of a river, stream, or lake~~  
29 ~~in order to~~ *equipment means the use of any equipment that removes*  
30 *minerals and water in conjunction to process and recover minerals.*  
31 This section and Section 5653.1 do not apply to, prohibit, or  
32 otherwise restrict ~~nonmotorized recreational mining activities,~~  
33 ~~including panning for gold.~~ *any equipment that does not transport*  
34 *mineral bearing material through a suction or nozzle.*

35 SEC. 2. Section 13172.5 of the Water Code is amended to read:

36 13172.5. (a) For purposes of this section, the use of any  
37 vacuum or suction dredge ~~equipment, also known as suction~~  
38 ~~dredging, is the use of a mechanized or motorized system for~~  
39 ~~removing or assisting in the removal of, or the processing of,~~  
40 ~~material from the bed, bank, or channel of a river, stream, or lake~~

1 ~~in order to equipment means the use of any equipment that removes~~  
2 ~~minerals and water in conjunction to process and recover minerals.~~  
3 This section does not apply to, prohibit, or otherwise restrict  
4 ~~nonmotorized recreational mining activities, including panning~~  
5 ~~for gold; any equipment that does not transport mineral bearing~~  
6 ~~material through a suction or nozzle.~~

7 (b) In order to protect water quality, the state board or a regional  
8 board may take one or more of the following actions:

9 (1) Adopt waste discharge requirements or a waiver of waste  
10 discharge requirements that, at a minimum, address the water  
11 quality impacts of each of the following:

12 (A) Mercury loading to downstream reaches of surface water  
13 bodies affected by the use of vacuum or suction dredge equipment.

14 (B) Methylmercury formation in water bodies.

15 (C) Bioaccumulation of mercury in aquatic organisms.

16 (D) Resuspension of metals.

17 (2) Specify certain conditions or areas where the discharge of  
18 waste or other adverse impacts on beneficial uses of the waters of  
19 the state from the use of vacuum or suction dredge equipment is  
20 prohibited, consistent with Section 13243.

21 (3) Prohibit any particular use of, or methods of using, vacuum  
22 or suction dredge equipment, or any portion thereof, for the  
23 extraction of minerals that the state board or a regional board  
24 determines generally cause or contribute to an exceedance of  
25 applicable water quality objectives or unreasonably impact  
26 beneficial uses.

27 (c) (1) Before determining what action to take pursuant to  
28 subdivision (b), the state board shall solicit stakeholder input by  
29 conducting public workshops in the vicinity of the cities of San  
30 Bernardino, Fresno, Sacramento, and Redding. A regional board  
31 considering independent action pursuant to subdivision (b) shall  
32 solicit stakeholder input by conducting at least one public workshop  
33 in that board's region. To promote participation in the public  
34 workshops, the state board or regional board shall proactively  
35 reach out to mining groups, environmental organizations, and  
36 California Native American tribes, as defined in Section 21073 of  
37 the Public Resources Code.

38 (2) Before taking a proposed action pursuant to subdivision (b),  
39 the state board or regional board shall conduct at least one public  
40 hearing regarding that proposed action pursuant to the

1 Bagley-Keene Open Meeting Act (Article 9 (commencing with  
2 Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 of  
3 the Government Code).

4 (3) To avoid duplication of efforts between the state board and  
5 a regional board of a public workshop or public hearing that covers  
6 the same regional area, the state board and a regional board may  
7 work in collaboration to share information obtained through the  
8 public workshops or public hearing.

O